

Enactments in Parliament

specially concerning the

Universities of Oxford and Cambridge
the Colleges and Halls therein and
the Colleges of Winchester
Eton & Westminster

EDITED BY

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M.A. OF NEW COLLEGE OXFORD

BARRISTER-AT-LAW

IN FOUR VOLUMES

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PREFACE

THE editing of this collection of enactments was undertaken by me at the request of the Delegates of the Clarendon Press about twelve years ago. The edition of 'Enactments in Parliament specially concerning the Universities of Oxford and Cambridge', by the late Dr. Griffiths, published in 1869, was then nearly exhausted; and it was thought that the new edition, for which the time had come, should be of a more comprehensive design. Dr. Griffiths's collection comprised only enactments in force, repealed, and expired statutes being excluded. The present collection, in the production of which the Oxford Historical Society are associated with the Delegates, is intended to give, as far as possible, a complete view of the branch of legislation to which it relates from the earliest times to the present day. As the work proceeded, it soon became apparent that the field covered was a very large one, and that much greater labour was involved in the search through the Statute Book for matter in point than had been anticipated. It should be added that the acceptance by me, since the work began, of an official post, the duties of which leave but little leisure for other employment, has seriously retarded the completion of the book; the result being that, instead of being brought down to the end of the last century and of the reign of Queen Victoria, it includes ten years of the present century and the whole of an additional reign. I take this opportunity of expressing my gratitude to the Delegates for the consideration they have shown me throughout, and the readiness with which they have accepted the inevitable delay. To one of them in particular, the Provost of Queen's College, Oxford, I am further indebted for valuable advice and assistance on questions that have arisen in the course of the work.

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I have also to thank other Heads of Colleges and officials in both Universities for information with which they have kindly supplied me.

The object has been, as stated above, to make the work, as far as possible, a complete collection of legislation now or at any previous time in force affecting the Universities; but some limits have had necessarily to be placed on the matter to be admitted, though the inclination has always been in favour of inclusion in cases of doubt. It would not of course have been possible or desirable to print with endless repetition the exemption clauses of all the Subsidy Acts and Land Tax Acts passed at frequent, and ultimately at yearly, intervals. Certain of these have been selected, the main principle in the selection being to show the changes adopted from time to time, and the gradual growth of the clauses which, in their final shape, were perpetuated in the Land Tax Act of 1798. An endeavour has been made in foot-notes to trace the exact course of these changes, and as a further aid to those interested in the subject a general note on the Subsidy and Land Tax Acts has been added in Appendix IV, which it is hoped will be found of service. There are other less conspicuous instances where repetition has been avoided, the omissions in all cases being referred to in foot-notes.

The inclusion of repealed and expired enactments has of itself largely increased the size of the book; but its contents have also been swollen by the admission of a number of Acts which Dr. Griffiths did not consider to come within the scope of his work, as well as by the printing at greater length, or *in extenso*, of Acts which he was content to summarize.

The Estate Acts which are given in Appendix III are, for the most part, measures relieving in respect to particular transactions the stringency of the Elizabethan statutes against alienation of University and College property. The necessity for special legislation of this kind was for almost all practical purposes removed by the Universities and College Estates Acts, 1858 to 1898; and only three special

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Acts in this collection are of later date than 1858. It was at first intended that the titles alone of the Estate Acts should be given; but it was thought that brief summaries of their contents might be of interest, and these have accordingly been added. It should be stated that Acts of this kind have generally been inserted in the body of the book where they affect the sites of colleges, or University buildings, or ground in Oxford or Cambridge, or again where they contain provisions with regard to special foundations, or otherwise possess an interest beyond the property with which they deal.

No attempt has been made to search for clauses in Railway or other like Acts affecting property of the Universities or Colleges, not being property within or in the immediate vicinity of Oxford or Cambridge.

Another addition to the scope of the book is the legislation affecting the Colleges of Winchester, Eton, and Westminster. These colleges, especially the two former which seem to have been practically treated as colleges of Oxford and Cambridge respectively, have been so regularly associated with the colleges of the Universities that nearly all the legislation affecting them is contained in that relating to the Universities and their colleges. In the circumstances it seemed a pity to omit the small amount of additional matter (consisting practically of the Public Schools Acts, together with a few Estate Acts and others of a like character in Appendix III) required to complete the enactments applicable to them.

In Appendix I have been printed certain proceedings in Parliament with regard to the Mendicant Orders, and with regard to the great Cambridge riot of 1381, which not being strictly of a legislative nature could not properly be included in the body of the work; and in Appendix II the Ordinances and Acts of the Long Parliament and Commonwealth concerning the Universities and Colleges, enactments which, though subsequent events deprived them retrospectively of all legal validity, are not without importance from the historical point of view, particularly those relating to

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taxation, which had an influence on later land-tax legislation.

A survey of the enactments collected shows the Universities and Colleges to have been favoured through all changes of government, alike by the Houses of York and Lancaster, by the Tudor sovereigns, by the Commonwealth as well as by the Stuart kings, and since the Revolution. A large part of the legislation is concerned with the granting of privileges of various kinds, exemptions from taxation and other burdens, relief from restrictions and control to which other charitable corporations were subject, and powers of self-government. The relations of the Universities and Colleges to the towns of Oxford and Cambridge, modified from time to time and culminating in the present special constitutions of those towns, may be traced through numerous Acts; and with these may be mentioned the road, navigation, and drainage Acts, which placed University representatives on the boards of trustees and commissioners thereby created.

Several Acts relating to by-foundations in colleges and special benefactions have been collected, among which attention may be called to that authorizing the Dennis Foundation at Magdalene College, Cambridge, which is of interest from the circumstances which led to its establishment, and to the Act by which the right to nominate to an already existing studentship at Christ Church was assigned to a private patron as one of the terms of compromise of a dispute at law. There is also much additional matter relating to the annexation of benefices and Church dignities to headships of colleges and professorships, and Acts for the incorporation or confirmation of colleges, from Eton and King's to the now-existing Hertford College. To the last class of Acts belongs that which settled Magdalen Hall on the site of the extinct first Hertford College, which may interest lawyers in that it records an assertion by the Crown, accepted by the finding of an inquisition of escheat, that on the dissolution of a corporation its freehold and leasehold lands escheated and devolved to the Crown in

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virtue of the prerogative royal, the received opinion being that, in such case freehold lands revert to the donor and leases held by the corporation determine. The circumstances were such as to render it improbable that the Crown's claim would be disputed, and the general saving-clause in the Act which confirmed the finding prevented the confirmation from affecting the rights of any persons except the parties named as affected thereby. The Act does, however, indicate that the Crown did not at that time acquiesce in the received opinion.

The question as to priority of foundation and the precedence resulting therefrom, which at one time was much disputed between the Universities, has left its mark on the legislation affecting them. While in the earlier Acts where the Universities are named together Oxford is always placed first, there was a period comprising Edward the Sixth's and the two following reigns, when the order was generally, though not uniformly reversed, and the two Acts of 1 Jac. I here printed differ from one another in this respect. An animated debate on the point arose in the House of Commons on the 26th of February, 1608, very briefly recorded in the Journals.¹ The decision then come to seems to have settled the question in favour of Oxford as far as Parliament was concerned, though a few belated instances to the contrary may be found in subsequent legislation.² As regards the Colleges of Winchester, Eton, and Westminster, though their true order has at no time been open to doubt, no one seems ever to have insisted on its observance, and every permutation of which the names admit is to be found in one or more Acts in this collection.

Of the enactments here printed all those that are con-

¹ 'The Bill against Heads of Colleges read ; and (by a mistaking of my Man, of putting Cambridge before Oxford)

² Q. Whether *Cambridge* should be set upon the Title ? A great Dispute, and much Time spent in the House : And at last it came to Question, Whether *Cambridge*, or *Oxford*, first : And Resolved, with much Odds, that *Oxford*.'

³ See (*infra*) 12 Ann. c. 14 [12 Ann. St. 1. c. 13., Ruff.] s. 9 and 22 Geo. 2. c. 44. s. 2 (where the wording of a similar clause in 1 & 2 Ph. & M. c. 7. s. 5 (*infra*) was perhaps followed), and 5 Geo. 4. c. 54. s. 6.

tained in the edition of *Statutes of the Realm*, published by the Record Commissioners, covering the period down to and including the reign of Queen Anne, have been copied therefrom; and all of later date, if printed by the King's Printers, have been copied from the earliest contemporary King's Printers' editions. These publications have been treated as authoritative for their respective periods, and only in very few instances, where there appeared ground for suspecting a copyist's or printer's error, has reference been made to the original records for correction or verification.¹ There remain a number of Acts not included in *Statutes of the Realm*, and not printed by the King's Printers. These have in all instances been copied from or collated with the original records. For the first period the records used are the Statute Rolls (which have been occasionally consulted for correction or verification) and the Parliament Rolls (referred to in this book as *Rotuli Parliamentorum* by way of distinction from the inrolments hereafter mentioned), from which several Acts not on the Statute Rolls have been copied, the last of these being the two Acts of 4 Hen. 7. In one instance an Act of 49 Hen. 6, passed during the brief period for which that king regained the throne in 1470, has been preserved only in a recital to letters patent entered on the patent roll, from which it has been copied. For the later period the inrolments in Chancery, also called Parliament Rolls, which began in 1 Ric. 3, and the original Acts, which exist from 12 Hen. 7, have been used. The original Acts are kept at Westminster in the custody of the House of Lords, and the inrolments at the Public Record Office, where are also the records previously mentioned. The inrolments have been used as the authority for Acts entered thereon, and the original Acts for those not inrolled. No private Acts were inrolled after 35 Eliz. It may be mentioned that

¹ The split infinitive 'to sufficiiauntly examyn' in 14 & 15 Hen. 8. c. 5. s. 3 (*infra*) has been verified as existing on the roll. The ordinary printed editions read 'sufficiently to examine'; but whether this was the order of the words in the original Act (which is no longer extant) and miscopied on the roll, or whether the printers treated the solecism as a clerical error which they were justified in correcting, there is now no evidence to show.

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this system of recording Acts of Parliament (known as 'ingrossing and inrolling') came to an end for Public General Acts in 1849, and for Local and Personal, and Private Acts, in 1850, under resolutions of both Houses of Parliament which established the system now in use. This system is that two copies of each bill, after it has passed the Lords and Commons, are printed on vellum. One is endorsed with the royal assent and retained at Westminster, the other is delivered to the Master of the Rolls and placed with the records in his custody. As the first edition of the Act is printed from the same type, it cannot fail to be an exact reproduction of that which received the royal assent.

With the object of securing accuracy as far as practicable, proofs have been revised not with the copy from which they were printed, but with the record or authoritative print from which the copy had been taken.

References to charters have in all cases been verified from the Patent Rolls and Charter Rolls at the Record Office.

Different classifications of Acts with separate numeration for each class have been in use from time to time; and some account of these classes may be of service to those using this book. Down to 37 Geo. 3 the division is simply into Public and Private Acts, the division being first officially recognized in the inrolment of 31 Hen. 8.¹ The former are numbered with roman capitals; and the latter with arabic numerals, except from 7 & 8 Will. 3 to the end of Queen Anne's reign inclusive, for which period small roman numerals are used. The germs of a further distinction appear in the King's Printers' lists of Public Acts from the beginning of the reign of George the First, in that some Acts not of general interest are assigned numbers in small roman letters though preceded and followed by other Acts numbered with capitals. Another step was made in 26 Geo. 2, when Acts of this kind were placed at the end of the list (with continuous numeration in capitals) with a heading 'Public Acts not included in this Collection'. In 38 Geo. 3 a triple division was introduced, 'Public General Acts,' 'Public Local and Personal Acts,' and 'Private Acts,'

¹ The list of private Acts ceases to appear in the inrolments after 31 Geo. 2.

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the two latter classes being numbered with arabic numerals in separate series, the first with roman capitals. A slight change was made in 43 Geo. 3, in that the second class was styled 'Local and Personal Acts to be judicially noticed,' and the third 'Local and Personal Acts not printed'. In 55 Geo. 3 a further change was made, the second class being described as 'Local and Personal Acts declared Public and to be judicially noticed', and the third class being divided into two, *viz.* 'Private Acts printed by the King's Printers and whereof the printed copies may be given in evidence', and 'Private Acts not printed'. The second class was numbered with small roman numerals, the Private Acts of both classes with arabic numerals in one continuous series. In and since 18 & 19 Vict. the description of the second class has been simply 'Local Acts'. In and since 32 & 33 Vict. Public General Acts have been numbered with arabic numerals; and Private Acts with the same, but in italics, till in 39 & 40 Vict. they ceased to be numbered, having become very rare. It will be observed that from 38 to 54 Geo. 3 inclusive, the second and third classes were not distinguished by any difference in the mode of numeration; in Acts of that period of either class contained in this collection it has been noted to which they belong.

The division into classes is merely one of convenience except as to the distinction between public and Private Acts, which is based on a substantial difference, in that the judges are required to take judicial notice of the former, while the latter have to be proved. The inclusion of an Act in the list of public Acts does not settle the question whether it is public or private, which down to 1859, in the absence of any provision in the Act itself, rested with courts of law to decide.¹ It became a common practice to insert a clause in Acts as to which doubt might exist whether they were public or private, declaring them public; and sometimes an Act was retrospectively declared public by one of later date.² The distinction is of less importance in

¹ See Dr. Griffiths's note on 13 Eliz. c. 29, on p. 183 of this volume.

² Thus 21 Jac. c. 22 (*infra*) and 6 & 7 W. & M. c. 16 (*infra*) were declared by 3 Geo. 2. c. 11 (*infra*) to be public Acts.

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the case of those private Acts which contain a clause that a copy printed by the King's Printers shall be received as evidence. All Acts passed since 1850 are public unless the contrary is expressly provided therein.¹

Where, as sometimes happens, the numeration in *Statutes of the Realm* differs from that in the ordinary editions (of which Ruffhead's edition is taken as the type), the alternative numeration is added in brackets. In all cases in which the original Acts have been the authority used the sessional numbers under which the Acts are indexed at the House of Lords have been given.

The foot-notes supply references to previous and subsequent Acts, and such information as appeared necessary with regard to the subject-matter of the enactments to which they are appended. In the case of Acts no longer in force, an endeavour has been made to give the date when and the mode (whether by repeal or otherwise) by which they became inoperative. This has in some instances been a work of difficulty; for although assistance has been derived from indexes, these are by no means complete, nor do they always give the information required. Thus the Index now published by authority is content with referring to repeal by a Statute Law Revision Act. This information may be sufficient for one who merely wants to know whether an Act is in force or not; but as the Statute Law Revision Acts are no more than a statutory recognition that the Acts they nominally repeal have in fact ceased to be operative, it may be some centuries before—whether by previous repeal express or implied, or from having had only a temporary object which has been effected, or otherwise—a reference to them will not serve the purpose of those who look at the matter from the historical point of view.²

¹ See 13 & 14 Vict. c. 21. s. 7, and 52 & 53 Vict. c. 63. s. 9.

² Repeals by Statute Law Revision Acts are so hedged about by provisos as to be practically deprived of all substantial effect, and but little notice has been taken of them in this book; nor have enactments to which they apply been in all cases marked in the Table of Contents as repealed. Thus section 10 of 21 Geo. 3. c. 56 (*infra*) was included by Dr. Griffiths in his collection as still in force, and is so treated here, although with the rest of the Act it was in form repealed by the S. L. R. Act, 1861, presumably because, payment of the

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A few of Dr. Griffiths's notes have been retained, which are identified by the letter G. affixed thereto.

It will be observed that in the Acts of 1793 and subsequent years the title is followed by a date. This addition was the result of the passing of 33 Geo. 3. c. 13, 'An Act to prevent Acts of Parliament from taking Effect from a Time prior to the passing thereof.' This Act reciting that every Act of Parliament in which the commencement thereof is not directed to be from a specified time commences from the first day of the session in which it is passed and that the same is liable to produce great and manifest injustice, directs that the clerk of the parliaments shall endorse on every Act passed after the 8th of April, 1793, immediately after the title the day, month, and year of the royal assent thereto, which shall be the date of its commencement where no other commencement shall be therein provided. Originally the only day regarded in a session of parliament was that on which it met; the days to which it was extended by adjournments were considered as prolongations of the first day,¹ and in the heading of the Acts of the session they are described as enacted in the parliament held on that day, though in fact the royal assent to the Acts was never given till the close of the session. Where, as frequently happens, a double year (e. g. 1446-7) is given as the date in the margin, this does not mean, as it would at the present day, that the session extended into two years, but that the first day of the session fell in that part of the year (Jan. 1-March 24) which is affected by the difference between old and new style. As that day could not fall in two regnal years there is no instance in which the date comprises more than one, until the year 1523. The Acts of the session of that year, which began in the 14th and ended in the 15th of Henry the Eighth's reign, are preceded by a heading which takes notice of the extension by adjournment, and the Acts are dated in *Statutes of the Realm* and other collections as of 14 & 15 Hen. 8. But no annuities which it conferred on the Universities being further secured by 44 Geo. 3. c. 98 (*infra*), the section was treated as having been thereby superseded.

¹ The practice at Assizes in the present day may be compared. All sentences are deemed to have been given on the first day and run therefrom.

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certain rule seems to have been established ; the Acts of 43 Elizabeth and 3 Car. 1, for instance, were passed in sessions extending into two regnal years, and all the Acts of the Long Parliament are treated as belonging to 16 Car. 1 and A. D. 1640, though the latest passed did not receive the king's assent till 164 $\frac{1}{2}$. The first day of the session, being that from which an Act took effect, was often spoken of as the day of its passing ; to take an instance from this collection, in 27 Hen. 8. c. 42. s. 1 will be found a reference to 26 Hen. 8. c. 3 as having been passed on the 3rd of November, being the first day of the session at the end of which it received the royal assent. The practice of giving the royal assent to Acts during the currency of a session began in the Long Parliament. Fears were entertained that to do so might have the effect of a prorogation, and this idea lingered on after the Restoration, and till it died out was provided against in Acts so passed. It should be observed that the date at which Acts passed did not for a long time. and even after 1793, determine the order in which they stood on the statute book.

An endeavour has been made to reproduce as far as possible the original form of the Acts in such matters as spelling, use of capitals and italics or other variations of type, and punctuation or absence of punctuation. A deviation from exact copying has, however, been found necessary in some particulars. The abbreviations largely used in the earlier Acts have been expanded, except in the one instance of the preamble to 43 Eliz. c. 4, as recited with abbreviations in 51 & 52 Vict. c. 42. The King's Printers' Acts from 1 Geo. 1 to 33 Geo. 3 inclusive were printed in black letter. This has not been followed, but variations of type have been rendered by equivalents, except in the titles and marginal summaries. For these, which are printed by the King's Printers in roman type, the equivalent would be italics ; but roman type has been retained for the sake of preserving uniformity with earlier and later Acts. From the beginning of the reign of William and Mary punctuation, which had become very sparse under Charles the Second, practically ceased to be used in the original Acts

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and inrolments; and the Acts are printed accordingly in *Statutes of the Realm* unpunctuated. The King's Printers inserted stops, which are reproduced here though not authoritative. Acts not printed by the King's Printers are given here unpunctuated as in the originals. Marginal summaries, which are usually found in printed Acts, are also not of authority, not being on the original Acts or inrolments.¹ Dr. Griffiths altered these when he found them incorrect or ill expressed; but this has not been done here; the summaries of the Record Commissioners and King's Printers have been given, and only where these are not available has the editor supplied some of his own composition or adopted those of Dr. Griffiths. Subject head-lines have been added for Acts of earlier date than 1849, when they first appear in the King's Printers' copies; and a uniform style of head-line has been adopted, corresponding with that used in the King's Printers' copies in and since 1869. The division into and numeration of sections adopted in *Statutes of the Realm*, which sometimes differ from those of the ordinary editions, have been followed for the period covered by that publication, and those of the King's Printers' copies from 21 Geo. 3 to the present day. For the interval 1 Geo. 1 to 20 Geo. 3 inclusive, when the sections were not numbered in the King's Printers' copies, the ordinary editions have been followed where available. Where no printed copies exist, or none in which sections are numbered, a numeration based on counting has been adopted.²

L. L. SHADWELL.

Christmas, 1911.

¹ Although under the present system the original Acts have stops and marginal summaries, it is still held that they are no part of the Acts but only *contemporanea expositio*: per Willes J. in *Claydon v. Green*, L. R. 3 C. P. 521. A contrary opinion expressed by Jessel M.R. in *Le Venour*, 2 Ch. D. 525, was retracted by him in *Sutton v. Sutton*, 22 Ch. D. 513.

² It happens not infrequently that two opinions are possible as to where the division between sections should be, and the numeration here adopted differs sometimes from that of Dr. Griffiths.

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" " c. 53	ii. 187	" " c. 101	(S.L.R. Act, 1861) i. xi; ii. 145
9 Geo. 4. c. 31	iii. 229	25 & 26 Vict. c. 103	iv. 57, 182
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10 " c. 57	ii. 362, 373; iii. 3	" " c. 114	iv. 59
1 & 2 Will. 4. c. 13	i. 272; iv. 243	28 & 29 " c. 122	i. 276; iii. 384
3 & 4 " c. 12	ii. 241; iv. 348	29 & 30 " c. 19	iii. 385
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6 & 7 " c. 71	iii. 81, 82	30 & 31 Vict. c. 88	ii. 3
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3 & 4 " c. 15	iii. 84	" " c. 97	ii. 329
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" 1645. 10 June "	ibid.	" " 10 Dec. "	iv. 284
" " 14 June "	ibid.	" 1653. 19 Jan. Ordinance	
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CORRIGENDA

VOL. I

- 1. line 1 of note *dele (infra)*
- 14. headline *for* HEN. 5 *read* HEN. 4
- 73. margin *for* 1477 *read* 1477-8
- 74. " " "
- 92. line 2 of note *after* 7 Hen. 8. c. 9 *insert* [c. 2., Ruff.]
- 239. line 7 of marginal note *for* by *read* to
- 272. at end of note 1 *add* By 10 Edw. 7. c. 8. s. 96 (Sched. 6) (*infra*) the Acts
12 Car. 2. c. 34, 15 Car. 2. c. 7, 22 Geo. 3. c. 73, and 1 & 2 Will.
4. c. 13 were repealed as from the 1st of January, 1910.
- 331. line 18 *for* 8, 15 *read* 7, 14
- 333. last line *add* and at Cambridge see parliamentary proceedings 5 Ric. 2.
Appendix I (*infra*).

VOL. II

- 44. line 6 *for* c. 1 *read* c. 19
- 59. headline *for* Wine Licences *read* Trade Privileges of Soldiers
- 75. line 1 of note *dele* on the roll as
- 75. " 2 " " itself
- 82. line 1 of note 2 *dele* on the roll as
- 82. " 2 " " itself
- 93. line 1 of note 2 *dele* on the roll as
- 93. " 2 " " itself
- 140. at foot, as note to 15 Geo. 3. c. 53, *add* This Act was repealed by 1 & 2
Geo. 5. c. 46. s. 36 (vol. iv. p. 352 (*infra*)), with a saving (s. 33) for
perpetual copyrights already vested
- 162. line 1 of note *dele* on the roll as
- 162. " 2 " " itself
- 237. line 2 of note *after* 7 Geo. 1 *insert* St. 1.
- 247. note *add* This Act was repealed by 42 Geo. 3. c. 116. s. 1 (*infra*).
- 388. line 2 *after* in *insert* addition.

VOL. III

- at foot, as note to 5 & 6 Will. 4. c. 65 *add* This Act was repealed by
1 & 2 Geo. 5. c. 46. s. 36 (vol. iv. p. 352 (*infra*)).
- at foot, as note to 5 & 6 Vict. c. 45 *add* This Act was repealed by 1 & 2
Geo. 5. c. 46. s. 36 (vol. iv. p. 352 (*infra*)), with a saving (s. 33) for
perpetual copyrights already vested under 15 Geo. 3. c. 53. Provision
is made by s. 15 of the repealing Act for delivery of books for the
privileged libraries.

Corrigenda

p. 328. at foot, as note to 25 & 26 Vict. c. 26, s. 12 *add*

Rules were made under the power conferred by this section on the 1st of December, 1864.

By the Judicature Act, 1884 (47 & 48 Vict. c. 61), s. 24, the power of making rules was made subject to the concurrence of the authority for the time being empowered to make rules for the Supreme Court. That authority was also empowered to alter or annul any existing rule after communication with the person by whom it was made, with the consent of the judge existing at the commencement of the Act who had concurred in the making of such rule. Under this section rules were made on the 21st of March, 1892, by the Vice-Chancellor with the consent of the Rule Committee of the Supreme Court (*Statutory Rules and Orders*, vol. vi. p. 150). These rules repealed those of 1864.

By Order in Council of the 23rd of August, 1894, made under s. 15 of the Judicature Act, 1873 (38 & 39 Vict. c. 71), the enactments and the Rules of the Supreme Court relating to appeals from County Courts were made applicable to the Vice-Chancellor's Court in the University of Oxford (*Statutory Rules and Orders*, vol. 6, p. 168).

VOL. IV

p. 17. last line *dele* ² *Supra*

151. „ *for* cxxix *read* c. clxxix

pp. 246-257. margin *for* 1382 *read* 1381

p. 262. last line *for* 1644 *read* 1644-5

298. line 15 *for* desmes, &c. *read* tenths and fifteenths, subsidies, and other taxes

ENACTMENTS IN PARLIAMENT

37° EDW. III.

Statutum de Victu et Vestitu; An° xxxvij.

A. D. 1363.

A STATUTE CONCERNING DIET AND APPAREL; OF THE THIRTY SEVENTH YEAR.

LE Roi Edward, a son parlement tenuz a Westminstre Venderdy en les octaves Seint Michel lan de son regne trent septisme, a la request des communes et del assent de Prelatz Ducs Countes Barons, et autres grauntz illeokes assemblez, ad ordeigne les choses south-escriptes, en la forme qe sensuit.

KING Edward, at his Parliament holden at Westminster the Friday in the Utas of Saint Michael, the seven-and-thirtieth Year of his Reign, at the Request of the Commons, and by the Assent of the Prelates, Dukes, Earls, Barons, and other Great Men, there assembled, hath ordained the Things under-written in the Form as followeth:

Item qe les Clers qont degree en esglise Cathedrale, Colegiale, ou en escoles, et Clers le Roi qont tiel estat qe demande pellure, facent et usent solonc la constitution de yceles; et touz autres clers qont outre deux Centz marchez de rent par an usent et facent come les Chivalers de mesme la rente; et les autres Clercz deinz

ITEM, That Clerks, which have Degree in any Church, Cathedral, Collegial, or Schools, or Clerk of the King, that hath such Estate that requireth Furr, shall do and use according to the Constitution of the same; and all other Clerks, which have
XIII.¹
Apparel of
the Clergy.
 ii. C. Marks of Land by Year, shall wear and do as Knights of the same Rent;

¹ By 22 Edw. 4. c. 1 (*infra*) all previous Acts of Apparel were repealed; and see note to 3 Edw. 4. c. 5 (*infra*).

A. D. 1363. and other Clerks within the same Rent, shall wear as the Esquires of C. li. of Rent: And that all those, as well Knights as Clerks, which by this Ordinance may wear Furr in the Winter, in the same Manner shall wear Linure in the Summer.

meisme la rente, usent come les esquiers de Cent livres de rente: et qe touz ceus sibien Chivalers come Clercz qi par cest ordinance puissent user pellure en yver, par mesme la manere usent en este linure.

12° RIC. II.

A. D. 1388. **De Statuto edito apud Cantebrieggiam. Anno xij°.**

OF THE STATUTE MADE AT CAMBRIDGE;
IN THE TWELFTH YEAR.

FOR the common Profit and universal Wealth of all the Realm of England, our Lord the King at his Parliament holden at [Canterbury¹] the Morrow after the Nativity of our Lady, the Twelfth Year of his Reign, by the Assent of the Lords and Commons there assembled, hath made certain Statutes and Ordinances in the Form following.

PUR commune profit et universel bien de tout le Roialme nostre Seignur le Roi a son parlement tenuz a Cantebritte lendemain de la Nativite de nostre dame lan de son regne douzisme del assent des Seignurs et Communes illoeqes assemblez ad fait certains estatutz et ordenances en la forme qensuit.

VII.¹
Punish-
ment of
wandering
Beggars.

ITEM, It is accorded and assented, That of every Person that goeth begging, and is able to serve or labour, it shall be done of him as of him that departeth out of the Hundred and other Places aforesaid with-

Item accordez est et assentuz qe de chescun qi va mendinant et est able de servir ou laborei, soit fait de luy come de celuy qe depart hors de Hundredes et autres lieux susditz sanz lettre tesmoigniale come

¹ Cambridge.

² This Act was repealed by 21 Jac. 1. c. 28. s. 11.

desus est dit,¹ forspris gentz de religion et heremytes approuvez eiantz lettres testimoniales des ordinaires. Et qe les mendinantz impotentz de servir demurgent es Citees et Villes ou ils sont demurrantz al temps de proclamacion de cest estatut; et si les gentz des ditz Citees ou Villes ne voillent ou ne poient suffir de les trover, qe les ditz mendinantz soi traitent as autres villes deinz le Hundred Rope ou Wapentak ou as Villes ou ils furent nez, deinz qarrant jours apres la dite proclamacion faite, et la demurgent continuellement pur lour vies. Et qe de toutz ceux qaillent en pilrinage come mendinantz et sont puissant de travailler soit fait come des ditz servantz et laborers s'ils neient lettres testimoniales de leur pilrinage desouz les sealx avantditz. Et qe les Clers des Universitees q'vont ensy mendinantz eiant lettres de tesmoigne de leur Chancellor sur mesme la peyne. •

out Letter Testimonial as A. D. 1388. afore is said, except. People of Religion, and Hermits having Letters testimonial of their Ordinaries. And that the Beggars impotent to serve, shall abide in the Cities and Towns where they be dwelling at the Time of the Proclamation of this Statute; and if the People of Cities or other Towns will not or may not suffice to find them, that then the said Beggars shall draw them to other Towns within the Hundreds, Rape, or Wapentake, or to the Towns where they were born, within Forty Days after the Proclamation made, and there shall continually abide during their Lives. And that of all them that go in Pilgrimage as Beggars, and be able to travail, it shall be done as of the said Servants and Labourers, if they have no Letters testimonial of their Pilgrimage under the said Seals. And that the Scholars of the Universities that go so begging, have Letters testimonial of their Chancellor upon the same Pain. •

Maintenance of impotent Beggars.

Pilgrims shall carry Testimonials.

¹ Ey Cap. 3. a servant or labourer leaving his hundred without letter testimonial was to be put in the stocks till he found surety to return to his service, or to serve and labour in the town from whence he came, till he obtained a letter. •

9^o HEN. IV.

A. D. 1407.

Statuta de anno nono.

STATUTES OF THE NINTH YEAR.

BECAUSE that divers Complaints have been made to our Lord the King by the Commons of this Realm, in the Parliament holden at Gloucester, the Twentieth Day of October, in the Ninth Year of the Reign of our said Lord King Henry the Fourth after the Conquest; the same our Lord the King, willing to remedy the said Complaints, by the Advice and Assent of the Lords Spiritual and Temporal, and at the Instance and Request of the said Commons, hath caused to be ordained and stablished divers Statutes and Ordinances, in Form as followeth.

Liberties
confirmed.

FIRST, That Holy Church have all her Liberties and Franchises; and that all the Lords Spiritual and Temporal, and other the King's liege People, having Liberties and Franchises, and all Cities and Boroughs of the Realm, have and enjoy their Liberties and Franchises, which they have of the

POUR ceo qe diverses compleintes ount este faitz a nostre Seigneur le Roy par les Communes de son Roiaume en le parlement tenuz a Gloucestre le xx^m jour Doctobre lan du regne nostre dit Seigneur le Roy noefisme, Mesme nostre Seigneur le Roy voillant remedier les ditz compleintes de ladvis et assent des Seignurs espirituelx et temporelx et a les instance et request des ditz Comunes ad fait ordeiner et establier diverses ordeinances et estatutz en la forme qensuyt.

Primerement qe Seinte Esglise ait toutes ses Libertees et Franchises; et qe toutes les Seignurs espirituelx et temporelx et les autres Lieges du Roy aiantz^e Libertees et Franchises, et toutz les Citees et Burghs du Roiaume aient et enjoient toutz lour Libertees et Franchises queux ils

ount des grauntz de les Progenitours nostre dit Seignur le Roy et de son graunt demesne ou confermement; Forspris la Franchise ore de nouvelle graunttee a les Escollers del Universitee Doxenford¹; et qe la graunde Chartre et la Chartre de la Foreste et toutz autres bons estatutz avaunt ces heures faitz, et nient repellez, estoient en lour force.

Grants of the Progenitors of our Lord the King, and of his own Grant or Confirmation; except the Franchise now late granted to the Scholars of the University of Oxenford; and that the Great Charter, and the Charter of the Forest, and all other good Statutes made before this Time, and not repealed, stand in their Force.

A. D. 1407.
Exception,
Oxford.

Charters
and
Statutes
confirmed.

13^o HEN. IV.

De Statutis xiiij^o H. iv.

A. D. 1411.

OF THE STATUTES IN THE THIRTEENTH YEAR OF K. HENRY IV.

MARESDY lendemayn des Almes lan du regne nostre Seignur le Roy treszisme. mesme nostre Seignur le Roy de ladvis et assent des Seignurs espi-

THE Tuesday being on Souls, the Thirteenth Year of the Reign of our Lord King Henry the Fourth, the same our Lord the King,

¹ Henry the Fourth by a Charter of the first year of his reign confirmed the charters of his predecessors to the University of Oxford, under which the University had jurisdiction in all causes, civil and criminal (except felony and mayhem), arising in the Town of Oxford or its suburbs or elsewhere within the precinct of the University, where one of the parties was a member of the University. He also, by a Charter of the second year of his reign, defined the precinct of the University as extending to St. Bartholomew's Hospital on the East, to Botley on the West, to Godstow Bridge on the North, and to Hagley Wood on the South. The Knights and others of Oxfordshire and Berks, and the Mayor, &c., of Oxford objected to this privilege, and complained in Parliament in the ninth year of the reign. An investigation was ordered, and the operation of the charters was meanwhile suspended. Hence the exception from the parliamentary confirmation of charters in that year and in 13 Hen. 4. In the last mentioned year the objection was finally disallowed. See Rot. Parl. 9 Hen. 4. nu. 31, 11 Hen. 4. nu. 50, and 13 Hen. 4. nu. 32.

A. D. 1411. by the Advice and Assent of the Lords Spiritual and Temporal, and at the Request of the Commons being in the said Parliament holden at Westminster, hath caused to be ordained and stablished divers Statutes and Ordinances in Form as followeth.

Liberties
confirmed.

FIRST, That Holy Church have all her Liberties and Franchises; ¹and all the Cities and Boroughs of the Realm have and enjoy all their Liberties and Franchises, which they have of the Grant of our Lord the King's Progenitors, or of his own Grant or Confirmation; except the Franchise now late granted to the Scholars of the University of Oxenford; and that the Great Charter, and the Charter of the Forest, and all other good Statutes made before this Time, and not repealed, stand ^{*}in their Force.

Exception,
Oxford.

Charters
and
Statutes
confirmed.

rituelx et temporelx et a la request des Communes esteantz en son parlement tenuz a Westminstre fist ordeigner et establir diverses ordinances et estatutz en la fourme qenseute.

Primerement qe Seint Eglise eit toutz ses libertees et franchises; et qe toutz les Seignurs espirituelx et temporelx et les autres liges du Roy eiantz libertees et franchises, et toutz les Citees et Burghs du Roialme eient etenoient toutz leur libertees et franchises, queux ils ount de graunte de les progenitours nostre dit Seigneur le Roy et de son graunte demesne ou confermement, forspris la franchise ore tarde graunte a les Escolers del Universite Doxenford²; et qe la graund Chartre et la Chartre de la Foreste et toutz autres bones estatutz avaunt ces hoeures faitz et nient repellez estoient en lour force.

¹ and that all the Lords Spiritual and Temporal, and other the King's liege People, having Liberties and Franchises,

² See note to 9 Hen. 4. c. 1 (*supra*).

ROT. PARL. 13^o HEN. IV. nu. 15. m. 13.¹

PUR LERCEVESQE DE CANTERBIRS. OXON.

A. D. 1411.

MEMORANDUM quod venerabilis in Christo pater Thomas Archiepiscopus Cantuariensis in presenti parlamento nostro exhibuit quandam petitionem una cum quadam cedula eidem annexa in hec verba.

A TRESSOVEREIGN Seigneur nostre Seigneur le Roy Petitio.
Supplie humblement vostre humble Chapellein Thomas Ercevesqe de Canterbirs Qe pleise a vous tressoverein Seigneur par assent des Seignurs espirituelx et temporelx et les Communes en cest present parlement, de grauntier approuver ratifier et confermer tout ceo qest compris en une cedula a iceste bille annexe; et qe mesme ceste cedula puisse estre enrollee et enact en cest present parlement solonc la fourme et effect de mesme la cedula; et qe mesme la cedula et tout ceo qest compris en icelle, soient de ataunt de force effect et auctorite, et mesmes les force effect et auctorite eient et teignent come ils ussent este faitz en cest parlement et par auctoritee de mesme le parlement.

MEMORANDUM quod cum Ricardus secundus nuper Rex Cedula.
Anglie propter diversas dissensiones lites et discordias quondam habitas in Universitate Oxoniensi super jure et titulo visitacionis dicte Universitatis, ac de quadam bulla Bulla exemptionis
pretensa. exempcionis pretensa ad excludendum Archiepiscopum Cantuariensem tunc existentem et successores suos ac quoscunque alios ordinarios infra Universitatem predictam, ac quoscunque fundatores dicte Universitatis ac Collegiorum ejusdem Universitatis, a visitacione dicte Universitatis, et ab omni jurisdictione ordinaria per eosdem Archiepiscopum Ordinarios ac fundatores et suos successores ac Commissarios suos in eadem Universitate facienda et exercenda, per breve suum venire fecerit in Cancellaria sua apud Westmonasterium, bullam predictam, et Cancellarium et Procuratores dicte Universitatis ad tunc existentes sufficiens

¹ Printed in published edition of Rotuli Parliamentorum, Vol. 3, p. 651.

A. D. 1411. warentum sigillo communi Universitatis predictae sigillatum pro se et Universitate predicta habentes, et secum in Cancellaria predicta deferentes, ad exhibendum publicandum ostendendum et presentandum coram dicto nuper Rege in Cancellaria predicta bullam predictam, necnon ad respondendum ibidem et ulterius faciendum et recipiendum quod per eundem nuper Regem et consilium suum ordinatum fuisset et diffinitum; prout de recordo in eadem Cancellaria plenius liquet; Ac postmodum iidem Cancellarius et Procuratores pro se et tota Universitate predicta submiserint se de materiis predictis ordinacioni et diffinicioni dicti nuper Regis:

Rex Ric. II
bullae
predictae
Univ. Oxon.
renunciare
jussit;

Qui quidem nuper Rex habita inde matura et pleniori deliberacione cum consilio suo, ac clare considerans bullam predictam fore impetratam in prejudicium corone sue ac legum et consuetudinum regni sui enervacionem, et in hereticorum et lollardorum ac homicidarum et aliorum malefactorum favorem et audaciam, dicteque Universitatis verisimilem destruccionem, ordinavit, et per breve suum precepit et inhibuit dicto Cancellario, Magistris Doctoribus et Scolaribus Universitatis predictae, in fide ligeancia et dileccione quibus sibi tenebantur, ac sub pena amissionis privilegiorum Universitatis predictae, et sub forisfactura omnium aliorum que sibi forisfacere poterant, ne dictam bullam in aliqua sui parte exequi seu exercere, seu beneficium aliquod exempcionis per bullam illam aliququaliter reportare seu recipere presumerent, set omnibus exempcionibus et privilegiis in ea parte contentis, coram tunc dilecto clerico suo, Magistro Ricardo Ronhale quem ad eos ex causa predicta destinavit, palam et publice pro imperpetuo renunciarent, ac super renunciacione hujusmodi quandam certificacionem sibi sub sigillo dicte Universitatis, ac publica instrumenta fieri et sibi per eundem clericum suum transmitti facerent sub penis supradictis:

et declaravit quod
visitacio
Univ. Oxon.
ad Archiep.
Cantufr.

Postmodum allegantibus prefato Cancellario et aliis sibi adherentibus nomine Universitatis predictae, visitacionem predictam ad dictum Ricardum nuper Regem, solum et insolidum pertinere, consideransque quod visitacio Uni-

versitatis predictæ ad prefatum Archiepiscopum et suc-
 cessores suos ac ad ecclesiam suam Cantuariensem pertinuit
 et pertinere debuit, quodque ipse aut progenitores sui
 Cancellarium ac Universitatem predictam retroactis tem-
 poribus minime visitare consueverant, Voluit et ex certa
 sciencia sua declaravit, quod visitacio Cancellarii ac
 procuratorum dicte Universitatis qui pro tempore forent,
 necnon omnium Doctorum Magistrorum regencium et non
 regencium ac Scolarum ejusdem Universitatis quorum-
 cumque, eorumque serviencium, aliarumque personarum
 cujuscumque status vel condicionis extiterint, libertatibus
 aut privilegiis dicte Universitatis utencium, seu illis gaudere
 volencium, necnon Universitatis predictæ eciam ut Universi-
 tatis, ad prefatum Archiepiscopum et successores suos ac
 ecclesiam suam predictam pertinuit et pertinere debuit, ac
 futuris temporibus pertineret :

A. D. 1411.
 pertinuit.

Pat. 1 Jun.
 1397, Rot.
 Pat. 20
 Ric. 2 Pt. 3.
 m. 9.

Postmodumque predictus nuper Rex per diversa brevia
 sua Cancellario Procuratoribus Magistris Doctoribus et
 Scolaribus Universitatis predictæ preceperat, quod ipsi
 Archiepiscopo predicto et successoribus suis in visitacione
 sua predicta in eadem Universitate facienda in omnibus
 sub penis predictis parerent et obedirent.

Postmodumque sicut datum fuit intelligi domino nostro
 Regi Henrico quarto post conquestum, quod visitante
 Thoma Archiepiscopo Cantuariensi jure suo metropolitico
 diocesim Lincolnensem, Anno regni dicti Henrici Regis
 duodecimo, venit ad predictam Universitatem Oxoniensem
 ad exequendum in forma juris ecclesiastici, ibidem visita-
 tionem suam, Ricardus Courtenay adtunc Cancellarius
 Universitatis predictæ, ac Benedictus Brent et Johannes
 Byrch adtunc procuratores dicte Universitatis, ac quam-
 plures alii eis adherentes in eadem Universitate, dictum
 Archiepiscopum de visitacione sua predicta et jurisdictione
 ejusdem Archiepiscopi manu forti injuste impedi-
 erunt, et ei absque causa rationabili resistebant; Super quo diverse
 lites dissensiones et discordie inter prefatum Thomam
 Archiepiscopum et eosdem Cancellarium et procuratores ac
 alios scholares Universitatis predictæ eorumque fautores, de

Thomas
 Arundel
 Archiep.
 Cantuar. de
 visitacione
 Univ. Oxon.
 an. 12
 Hen. 4.
 (A. D. 1411)
 impeditus.

A. D. 1411. et super jure et impedimento visitacionis et jurisdictionis predictarum mote fuerint et exorte in Universitate predicta :

Archiepi-
scopus et
Universitas
concesse-
runt stare
judicio
Regis.

Et super hoc presente Thoma Comite Arrundell et aliis personis honorabilibus secum existentibus in Universitate predicta, tam prefatus Archiepiscopus pro se et ecclesia sua predicta, quam prefatus Ricardus Courtenay Cancellarius Universitatis predicte et Benedictus Brent et Johannes Byrch procuratores ejusdem Universitatis pro se et eorum adherentibus, in materiis predictis ac pro Universitate predicta per assensum eorumdem adherencium se submiserunt, et concesserunt stare arbitrio judicio et ordinacioni ac decreto illustrissimi principis et domini, dicti domini nostri Regis Henrici, de et super jure et impedimento visitacionis et jurisdictionis predictarum per dictos Magistrum Ricardum Cancellarium et sibi adherentes prestito, ac de dissensionibus litibus et discordiis predictis et earum dependenciis :

Comparue-
runt.

Et super hoc dictus dominus noster Rex Henricus dictum Magistrum Ricardum Courtenay Cancellarium, ac dictos Benedictum Brent et Johannem Byrch procuratores venire fecit coram eo in propria persona sua, apud Lambhith in Crastino Nativitatis beate Marie dicto anno regni sui duodecimo, ad faciendum et recipiendum quod per eundem dominum Regem de avisamento consilii sui foret consideratum in materiis predictis ; et predictus Archiepiscopus ibidem coram prefato domino Rege comparuit ; et tam prefatus Archiepiscopus quam iidem Cancellarius et procuratores adtunc ibidem coram dicto domino nostro Rege submissionem predictam in omnibus ut predictum est fore factam in forma predicta recognoverunt, et ibidem concesserunt stare arbitrio judicio et ordinacioni ejusdem domini nostri Regis de et super jure et impedimento visitacionis et jurisdictionis predictarum, ac aliis materiis predictis et omnibus dependenciis earundem :

Causa
audita

Qui quidem dominus Rex postea xvii die Mensis Septembris dicto anno duodecimo, apud Lambhith predictum, auditis et intellectis tam allegacionibus quam responsionibus parcium predictarum, et eciam habens consideracionem ad

dictam submissionem factam tempore dicti Regis Ricardi, A. D. 1411. ac ordinationem iudicium et determinationem super eandem submissionem tangentia visitationem et jurisdictionem predictas, ac clare considerans, quod visitacio Universitatis predictae eciam ut Universitatis, et omnium in Universitate predicta commorantium, ad dictum Archiepiscopum et successores suos ut de jure ecclesie sue predictae pertinet et de jure pertinere deberet, et quod iidem Cancellarius et procuratores ac alii, eis in hac parte adherentes, eundem Archiepiscopum de visitacione et jurisdictione predictis injuste et absque titulo seu rationabili causa manu forti impediunt, dicta iudicium ordinationem et determinationem predicti Ricardi nuper Regis ratificavit approbavit et confirmavit pro imperpetuo duratura :

Et ulterius tam auctoritate sua regia quam virtute submissionis predictae sibi factae, adtunc ibidem arbitratus fuit ordinavit consideravit decrevit et adjudicavit, quod predictus Archiepiscopus et successores sui imperpetuum habeant visitationem et jurisdictionem in Universitate predicta tam Cancellarii Commissarii quam procuratorum ejusdem Universitatis qui pro tempore fuerint, necnon omnium Doctorum Magistrorum regentium et non regentium ac Sclarium ejusdem Universitatis quorumcumque eorumque servientium, aliarumque personarum cujuscumque status vel conditionis extiterint, et eciam ejusdem Universitatis ut Universitatis, et quod Cancellarius Commissarius et Procuratores Universitatis predictae qui pro tempore fuerint eorumque successores, et omnes alii in dicta Universitate pro tempore commorantes, futuris temporibus, eidem Archiepiscopo et successoribus suis in visitacione et jurisdictione Universitatis predictae eciam ut Universitatis, in omnibus pareant et obediant ; Et quod nec dictus Cancellarius Commissarius nec Procuratores Universitatis predictae nec eorum successores nec aliquis alius in Universitate predicta, aliquod privilegium seu beneficium exemptionis ad excludendum prefatum Archiepiscopum seu successores suos de visitacione et jurisdictione predictis in Universitate antedicta colore alicujus bulle seu

et judicata.
Archiep.
habet visitationem et jurisdictionem Univ. Oxon.

A. D. 1411. alterius tituli cujuscumque, erga predictum Archiepiscopum aut successores suos clament habeant seu vendicent ullo modo in futurum; Et quod quociens Cancellarius Commissarius vel locum tenens ipsorum vel alicujus ipsorum vel Procuratores dicte Universitatis qui pro tempore fuerint vel eorum successores sive aliquis eorum impederint vel impederit prefatum Archiepiscopum vel successores suos aut ecclesiam suam predictam aut ipsorum vel alicujus ipsorum Commissarium vel Commissarios de hujusmodi visitacione seu jurisdictione dicte Universitatis, vel in aliquo contravenerint vel aliquis eorum contravenerit dicto arbitrio ordinationi sive judicio per prefatum Ricardum nuper Regem facto, sive arbitrio judicio decreto consideracioni vel ordinationi ipsius domini nostri Regis Henrici in hoc casu, vel si aliquis dicte Universitatis in futuro impederit dictum Archiepiscopum vel successores suos aut ecclesiam suam predictam aut ipsorum vel alicujus ipsorum Commissarium vel Commissarios de visitacione sua aut jurisdictione antedicta, vel in aliquo contravenerit dicto arbitrio ordinationi sive judicio per prefatum Ricardum nuper Regem in forma predicta facto, vel arbitrio judicio decreto consideracioni seu ordinationi ipsius domini nostri Regis Henrici, Et quod Cancellarius Commissarius et Procuratores Universitatis predictae tunc non fecerint diligenciam et posse eorum ad adjuvandum dictum Archiepiscopum vel successores suos aut ecclesiam suam predictam seu Commissarium vel Commissarios suos in hujusmodi casu, ac eciam ad puniendum hujusmodi impediētes et resistentētes; quod tociens omnes franchises libertates et omnia privilegia ejusdem Universitatis in manus domini Regis vel heredum suorum seisiāntur, in eisdem manibus ipsorum domini Regis vel heredum suorum remansura, quousque predictus Archiepiscopus vel successores sui pacificam visitacionem et jurisdictionem in forma predicta in dicta Universitate habuerit vel habuerint; et eciam tociens Cancellarius Commissarius et Procuratores ejusdem Universitatis qui pro tempore fuerint et eorum successores ac Universitatis predicta solvant et teneantur

Poenae.

solvere ipsi domino nostro Regi Henrico et heredibus suis A. D. 1411.
Mille libras legalis monete Anglie.

QUA QUIDEM cedula visa ac cum matura et diligenti
deliberacione examinata et intellecta, dictus dominus Rex
in pleno parlamento asseruit et declaravit omnia et singula
in eadem cedula contenta per ipsum secundum quod in
eadem continetur facta arbitrata ordinata considerata
decreta et adjudicata in omnibus esse et extitisse; Et sic
de assensu dominorum spiritualium et temporalium necnon
Communitatis in eodem parlamento existencium qui super
eisdem plenior deliberacionem similiter habuerunt et
eisdem decreto et iudicio plenarie concenserunt et aggrega-
verunt, eandem cedulam et omnia et singula in eadem
contenta, concessit approbavit ratificavit et confirmavit,
quodque eadem cedula in rotulo parlamenti secundum
formam et effectum ejusdem irrotularetur et inactaretur;
Acceciam quod eadem cedula et omnia in ea contenta sint
tanti et talis valoris effectus et auctoritatis et eosdem
valorem effectum et auctoritatem habeant et teneant ac-
si in presenti parlamento et per auctoritatem ejusdem
parlamenti facta extitissent.¹

Cedulae
confir-
matio.

Et puis apres sur diverses matires moevez parentre le
dit Ercevesqe, et Lercevesqe Deverwyk sur certaines privi-
leges pretenses par le dit Ercevesqe Deverwyk pur le
College appelee la Quenhalle en la Universitee Doxen-
ford, le dit Ercevesqe de Canterbirs en presence du Roy
et des Seignurs en le dit parlement, promyst, qe si le dit
Ercevesqe Deverwyk purroit suffisamment monstrier ascun

¹ Of the fourteen next successors to Archbishop Arundel it is believed that none except Cardinal Pole, who in virtue of his legatine authority visited both Oxford and Cambridge by commission, attempted to exercise any power of visitation here. But the fifteenth, Archbishop Laud, claimed the "right to visit both the Universities jure metropolitico." Both resisted his claim, relying mainly on the plea that the power of visiting them was in the King alone as their founder. The arguments were heard before the King himself in Council at Hampton Court, and the case was decided in the Archbishop's favour. See Abp. Laud's Diary, 21 June 1636; Twyne's MSS. Collections in Arch. Univ. Oxon., vol. 7, De Visitatione Universitatis; Rushworth's Historical Collections, II, 324-332; Wilkins, Concilia, IV, 525, 528, from Reg. Laud, ff. 246 b, 252 a. (G).

A. D. 1411. privilege ou especialtee de record parount le dit Ercevesque de Canterbirs ne deust user nexcercer sa visitacion du dicte College, il se vorroit ent abstinier ; Sauvant a luy toutefoitz la visitacion de les escolers demurrantz en le dit College solonc les juggementz et decrees faitz et donez par le dit Roy Richard et par nostre Seignur le Roy Henry qorest come en le record ent fait pluis pleinement est declarez.

1° HEN. V.

A. D. 1413. *Statuta de anno primo Regis Henrici quinti.*

STATUTES OF THE FIRST YEAR OF K. HENRY V.

OUR Lord the King, at his Parliament holden at Westminster in the Third Week of Easter, the First Year of his Reign, by the Advice and Assent of the Lords Spiritual and Temporal, and at the special Instance and Request of the Commons of this Realm, hath ordained and established divers Statutes and Ordinances in the Form following.

NOSTRE Seignur le Roy a son parlement tenuz a Westminstre a les trois semaines de Pasche lan de son regne primere de ladvis et assent des Seignurs espirituelx et temporelx et a les especialx instaunce et request des Communes de son Roialme ad ordeigne et establiz diverses ordinnances et estatuts en la fourme genseute.

VIII.
Irishmen
and Irish
Clerks
Mendicant
shall de-
part the
Realm.

ITEM, For the Quietness and Peace within the Realm of England, and for the increase and enstoring of the Land of Ireland, It is ordained and established in this present Parliament, That all Irishmen and Irish Clerks Beggars called Chamberdeacons, be voided out of the Realm,

Item pur quiete et tranquillite deins le Roialme Dengleterre et pur lencres et estuffement de la terre Dirland, ordeigne est en ceste present parlement qe toutz Irrois et Clercs Irrois mendinauntz appelez Chaumberdeakyns, soient voidez hors du Roialme parentre le

fest de Seint Michel pro-
schein ayenir et le fest de
toutz Seintz proschein en-
suant, sur peine de perdre
lour biens et destre emprî-
sonez al volunte du Roy ;
forspris ceux qe sount gra-
duates en les Escoles et ser-
geauntz et Apprentices de
Ley et ceux qisount enheritez
en Engleterre et religieuses
professez ; Et forspris auxi
les merchauntz neez en Ir-
land de bon fame et lour
apprentices a present de-
murrauntz en Engleterre et
ceux ove queux le Roy voet
despenser. Et qe toutz ceux
Irrois qount benefices ou
offices en la terre Dirland de-
murgent sur lour benefices et
offices sur peine de perdre
et forsfaire les profitz de lour
benefices et offices pur la
defense de la terre Dirland
avaunt dite.

betwixt the Feast of St. A. D. 1413.
Michael next coming, and
the Feast of All Saints next
following, upon Pain to lose
their Goods, and to be im-
prisoned at the King's Plea-
sure ; except such as be Exceptions.
Graduates in the Schools,
and Serjeants and Appren-
tices of the Law, and such
which be Inheritors in Eng-
land, and religious Persons
professed ; And except also
the Merchants born in Ire-
land of good Name, and
their Apprentices now dwel-
ling in England, and them
with whom the King will
dispense. And that all the
Irishmen which have Bene-
fices or Offices in the Land
of Ireland, shall dwell upon
their Offices or Benefices¹ for
the Defence of the Land of
Ireland aforesaid.

9^o HEN. V.

Statuta de anno nono.*

A. D. 1421.

*STATUTES OF THE NINTH YEAR.

STATUTE THE FIRST.

AU Parlement tenuz a
Westminstre le seconde
jour de Maii lan du reigne
del Roy Henry quint puis le
conquest noevesme, mesme

At the Parliament holden
at Westminster, the
Second Day of May, the
Ninth Year of the Reign of
King Henry the Fifth after

¹ upon Pain to lose and forfeit the Profits of their Benefices and Offices,

A. D. 1421. the Conquest, the same our Lord the King, by the Assent of the Lords Spiritual and Temporal, and at the special Instance and Request of the Commons, assembled in the same Parliament, hath caused to be ordained and stablished certain Statutes and Ordinances in the Form following.

VIII. Offences committed by Scholars at Oxford. ITEM, Because that many Clerks and Scholars of the University of Oxford unknown, armed, and arrayed in the Manner of War, have oftentimes disscised and put out divers Persons of their Lands and Tenements in the Counties of Oxford, Berks, and Bucks, and also have hunted with Dogs and Greyhounds in divers Warrens, Parks, and Forests in the same Counties, as well by Days as by Nights, and taken Deer, Hares, and Conies, and moreover threatening the Keepers of the same of their Lives; and also with strong Hand have taken Clerks convict of Felony by due Process of the Law, out of the Ward of the Ordinaries, and those Prisoners have brought with them, and let go at large, as

nostre Seignur le Roi del assent des Seignurs espirituelx et temporelx et a les especiale instance et request des Communes assemblez a ceo mesme parlement fist ordeiner et establir certains estatutz et ordinances en la fourme qensuit.

Item pur ceo qe plusieurs Escolers et Clercs del Universite dOxenford disconuz armez et arraiez afaire de guerre ont sovent oustez et dissesiez diverses persones de lour terrez et tenementz en les Countees dOxenford Berks et Buks, et auxint ont chacez ove chiens et leverers en diverses gareines parks et forestes en mesmes les Countees sibien par jour come par noet et pris Desmes et Dames levers et conyns, manaceantz outre ceo les Gardeins dicelles de lour vies; et auxi ove fort main ont pris Clercs convictz de felonie par due proces de leie hors del garde dordinaries, et ceux prisoners ont amesnes ovesqe eux et lessez aler a large, come le Roy par overt compleint et tesmoignance a luy fait

en cest parlement lad entendue : Nostre dit souverain Seigneur voillant a ceo mettre remedie ad ordeinez et establiz en mesme le parlement, qe due proces vers tielx escolers maffesours pur lour offenses soit fait, come la commune leic et auxi les estatutz de la terre requierent solonc le cas tanqe ils veignent a respons ou soient utlages. Et si ascun tiel escoler soit ensi utlagee, adonques les Justices devaunt queux celle utlagarie soit retournee facent certifier le Chancellor del Universite suisdicte pur le temps esteant de mesme lutlagarie ; et qe mesme le Chaunceller sur celle certificacion eu, face banner maintenant et sanz difficulte tieux utlages hors de mesme luniversite sur peine qe appent : Et qe cest ordinance durera tanqe a proschein parlement a tenir puis le revenue de nostre dit Seigneur le Roy en Engleterre de pardela.

the King, by open Complaint to him made in this Parliament, hath conceived : Our said Sovereign Lord the King, willing upon the same to set Remedy, hath ordained and stablished, That due Process shall be made against such Scholars wrong doers, for their Offences, as the Law and also the Statutes of the Land require, according to the Case, till they come to answer, or else be outlawed. And if any such Scholar be so outlawed, then the Justices before whom such Outlawry shall be returned, shall certify the Chancellor of the said University for the Time being, of the same Outlawry ; and that the same Chancellor, upon such Certification had, shall do to be banished maintaining, and without Difficulty, such Outlaws out of the same University, upon the Pain that pertaineth. And that this Ordinance endure till the next Parliament to be holden, after the King's Return from beyond the Sea into England.

A. D. 1421.

Process against such Offenders ;

Certificate to the Chancellor of the University ;

Banishment from the University thereupon.

1^o HEN. VI.

A.D. 1422.

Statuta de anno primo.

STATUTES OF THE FIRST YEAR.

AT the Parliament holden at Westminster, the Monday next before the Feast of Saint Martin, the First Year of the Reign of our Sovereign Lord King Henry the Sixth; the same King, by the Advice and Assent of the Lords Spiritual and Temporal, and at the special Instance and Request of the Commons of the Realm of England, being assembled in this present Parliament, hath caused to be ordained and established divers Ordinances and Statutes in the Form following.

AU Parlement tenuz a Westminstre le lundy proscheyn devaunt le fest de Seint Martyn lan de regne du Roy Henry sisme puis le conquest primer, mesme le Roy de ladvis et assent des Seignurs espirituelx et temporelx et a les especialx instance et request de Communes Dengleterre esteantz en mesme le parlement fist faire ordiner et establire diverses ordinances et estatutz en la fourme qensuit.

III.
All Irish-
men shall
depart out
of the
Realm, &c.

ITEM, Forasmuch as divers Manslaughters, Murders, Rapes, Robberies, and other Felonies, Riots, Conventicles, and divers other Offences now late have been done in divers Counties of the Realm of England, by People born in the Country of Ireland, repairing to the Town of Oxenford, and there resiant and dwelling

Item pur tant qe diverses homicides murders rapes robberies et autres felonies riotes conventicles et malefaitz jatarde ount estez faitz en diverses Countees Dengleterre, par gents neez en Irlandre reparantz a lè Ville de Oxenford et illoeqes demurrantz desoutz la jurisdiction del Universite Doxenford, a grande pource de tout

manere poeple demurrant la environ come par toute la Commune du roialme assemblez en cest parlement fuist grevousment de cео compleint en le mesme; le Roy del assent avaunt dit et a la requeste de mesme la Commune ad ordeinez, qe toutz gentz neez en Irland soient voidez hors de Roialme dedeins le mois prochein apres le proclamacion fait de ceste ordinance, sur peine de perdre lour biens et destre emprisonnez a la voluntce du Roy; forprisez graduates en les escoles et hommes aiantz benefices de Seinte Eglise en Engleterre et hommes de ley en Engleterre et ceux qi sont enherites en Engleterre et ceux qont pierre et miere Englois, religiouses professes, merchantz, Burgeois et autres enhabitants deinz Citces et Burghes de bone fame queux purront trover seurte de lour boге port, et femmes maries as Englois et auxi hommes Irrois mariez as femmes Engloys, qi sont de bone fame; et qe toutz ceux Irrois qont benefices ou office en la terre Dirland demurgent sur lour benefices et offices illoeqs sur peine

under the Jurisdiction of the A. D. 1422. University of Oxensford, to the great fear of all Manner of People in the Realm of England dwelling thereabout, as by all the Commons of the same Realm assembled in the said Parliament it was grievously complained; our said Lord the King by the Assent aforesaid, and at the Request of the same Commons hath ordained and stablished, That all People born in Ireland shall depart out of the Realm within a Month after Proclamation made of this Ordinance, upon Pain to lose their Goods, and to be imprisoned at the King's Will; except Graduates in the Schools, and Men having Benefice of Holy Church in England, and Men of Law in England, and those which be inherit in England, and those that have Father and Mother being English People, religious Persons professed, Merchants, Burgesses, and other Inhabitants within Cities or Boroughs of good Fame, which can find Surety Irish Women married to English Men, and Irish Men married to English Women,

Excepting
Graduates,
Beneficed
Clergy, &c.
who shall
find Surety.

A. D. 1422. which be of good Fame ;

Irishmen shall reside on their Benefices in Ireland. and that all these Irish People which have Benefices or Offices in the Land of Ireland shall abide there upon their Benefices and Offices, upon Pain to lose and forfeit the Profits of their Benefices and Offices, for the Defence of the Land of Ireland aforesaid, according to the Ordinance made in the Time of King Henry the Fifth, the First Year of his Reign ; And that the

1 Hen.
5. c. 8.

Graduates, &c. shall not be Principals of any Hall, &c.

Scholars shall find Surety, and produce Testimonials of their being of the King's Obeisance.

Graduates and beneficed Men shall find Surety of their good Bearing, and that they take not upon them the Principality of any Hall or Hostel, but to remain amongst the English Scholars under the Principality of others. Moreover, that these Scholars of Ireland which be no Graduates, and be of the King's Obeisance, shall find Surety of their good Bearing in the Manner as the said Graduates should do, in such Sort and Form as is aforesaid ; and that all the Scholars of Ireland being now in England, which will here dwell, every of them shall bring to the Chancellor of England for the Time being, before the Feast of

de perdre et forfaire les profites de lour benefices et office pur le defens de la terre Dirland avaunt dit, accordant al ordinance fait en temps du Roi Henry quint lan de son regne primer ; et que les graduates et hommes benefices trovent seurtee de lour bone port et qils ne preignent sur eux la principaltee dascune Sale ou Hostelle mes demurgent ils entre autres Escolers Englois desoutz la principaltee dautres ; et outre ceo que ceux Escolers Dirland qi ne sont my graduates et sont del obeisance de Roy trovent seurte de lour bone porte en manere come lez ditz graduates ferront en la fourme avaunt dite ; et que toutz Escolers Dirland esteantz en Engleterre a present qi vorront demurrer icy, facent aportere chescun aparluy au Chaunceller Dengleterre pur le temps esteant devaunt le fest de Seint Johap le Baptistre proschein avenir lettres dessoutz le Seal de le lieutenant ou Justice Dirland, tesmoignantz qils sont del obeisance du Roy ; et que de ceux qi napportent mie tieux lettres parentrecy et le dit fest de Seint Johan soit fait

come des rebelles au Roy ;
 et qe de celle fest de Seint
 John enavaunt nule persone
 neez en Irland entre le roi-
 alme Dengleterre a demurrer
 en la dite Universitee Dox-
 enford ou de Cantebrigge ou
 aillours dedeins le Roialme
 Dengleterre, sil ne porte
 au dit Chaunceller autieux
 lettres tesmonialx sur peine
 destre puniz come rebelle au
 Roy.

Saint John Baptist next A. D. 1422.
 coming, Letters under the
 Seal of the Lieutenant or
 Justices of Ireland, testify-
 ing that they be of the
 King's Obeisance; and of
 them that bring not such
 Letters betwixt this and the
 said Feast of Saint John
 the Baptist, it shall be done
 as of Rebels to our Lord
 the King; and that from
 and after the said Feast of
 Saint John, no Persons born
 in Ireland shall enter the
 Realm of England to dwell
 in the said University of
 Oxenford or of Cambridge,
 or elsewhere within the
 Realm of England, unless
 he bring to the said Chan-
 cellor of England such
 Letters Testimonials, upon
 Pain to be punished as a
 Rebel to our Lord the
 King.

2^o HEN. VI.

Anno secundo.

A. D. 1423.

THE SECOND YEAR.

AU Parlement tenuz a
 Westminstre le xx^{me}
 jour Doctobre lan du regne
 de! Roy Henry le sisme puis
 le conquest Second, par avys
 et assent des Seignurs espi-

AT the Parliament holden
 at Westminster the
 Twentieth Day of October, in
 the Second Year of the Reign
 of King Henry the Sixth
 after the Conquest, by the

A. D. 1423. Advice and Assent of the Lords Spiritual and Temporal, and at the special Instance and Request of the Commons of England being in the same Parliament, certain Ordinances, Declarations and Statutes were made and stablished to the Honour of God, and for the Wealth of the King and of his Realm, in the Form following.

VIII. The Statute
1 H. VI.
c. 3. touch-
ing Irish-
men, in
England,
recited. ITEM, Whereas it is ordained in the last Parliament amongst other Things, That all People born in Ireland shall depart out of the Realm within a Month next after Proclamation made of the said Ordinance, upon Pain to lose their Goods, and to be imprisoned at the King's Will, except certain Persons in the same Ordinance excepted, and that the Graduates and Beneficed Men should find Surety of their good abearing, and that they should not take upon them the Principality of any Hall or Hostel, but to remain amongst other English Scholars under the Principality of other, and also those Scholars of Ireland that be not Graduates, and

rituelx et temporelx et a les especiales instances et re-
queste des Communes Den-
gleterre en mesme le parle-
ment esteantz, certainz ordi-
nances declaracions et esta-
tutz furent faitz et establiez
al honour de Dieu et pur le
bien du Roy et de son dit
Roialme en la forme ensuant.

Item come ordeine soit en
le darrein parlement entre
autres qe toutz gentz neez
en Irland soient voidez hors
de Roialme dedeins le mois
proschain apres la proclama-
cion fait de celle ordinaunce,
sur peine de perdre lour
biens et destre emprisonnez
a la volunte du Roy forspris
certein persones en mesme
lordinance forsprisez; et qe
les graduates et hommes
beneficez trovèrent seurte
de lour bon port, et qils ne
preignent sur eux la princi-
palte dascun Sale ou Hos-
telle mees demoergent ils
entre autres escolers engloys
desoubz la principalte d'au-
tres; et outre ceo qe ceux
escolers Dirland qe ne sont
mye graduates et sount del
obeissance du Roy trovent

seurte de lour bon port en manere come les ditz graduates ferront en la forme avaunt dit; et qe toutz escolers Dirland esteantz, alors en Engleterre qe vorroient demurrer ycy ferroient apporter chescun a par luy au Chaunceller Dengleterre pur le temps esteant devaunt le fest de Saint John le Baptistre darrein passez lettres desoubz le Seal de le Lieutenant ou Justice Dirland, tesmoignantz qils sount del obeissance du Roy; et qe de ceux qe n'apporterent my tieux lettres devaunt mesme le fest de Saint Johan serroit fait come des rebelles au Roy; et qe de cele fest de Saint Johan enavaunt nulle persone neez en Irland entre le Roialme Dengleterre, a demurrer en la Universite Dcxenford ou de Cantebrigg ou aillours dedeinz le Roialme Dengleterre, sil n'apport au dit Chaunceller autieux lettres tesmoignalx sur peine destre puniz come rebelle au Roy: Et pur tant qen la dicte ordinaunce ne fuit pas mencion faite devaunt qi ne en quele manere la seurte de bon port come desuis serra trove; Ordeignez est et

be of the King's Obeissance, A. D. 1423. shall find Surety of their good abearing in the Manner as the said Graduates shall do in the Form aforesaid; and that all the Scholars of Ireland being elsewhere in England, that will here abide, shall bring every of them by himself to the Chancellor of England for the Time being, before the Feast of Saint John Baptist last past, Letters under the Seal of the Lieutenant or Justices of Ireland, witnessing that they be of the King's Obeissance; and that all of them that bring not those Letters before the Feast of Saint John, it shall be done as of Rebels to the King; and from this Feast of Saint John forward, no Person born in Ireland shall enter the Realm of England to abide in the University of Oxford or Cambridge, or elsewhere within the Realm of England, unless he bring to the said Chancellor such Letters testimonial, upon Pain to be punished as Rebels to the King: And Forasmuch as in the said Ordinance no mention was made, before whom nor in what Manner the Surety

By whom
the Sureties
under that
Statute
shall be
taken.

A. D. 1423. of good abearing as before, shall be found; It is ordained and established, That the Chancellors of the Universities of Oxford and Cambridge for the time being, every of them within his Jurisdiction, shall take the Sureties to be taken of Scholars within the same Universities, and certify the same into the Kings Chancery; and that the Justices of Peace within the Counties, and Mayors and Bailiffs within Cities and Boroughs enfranchised, have Power to take before them such manner of Surety of good abearing, and to do Execution upon them which shall abide or do against the said Ordinance from henceforth.

establiez qe les Chauncellers des Universitees, Doxenford et de Cantebrigg pur le temps esteantz chescun deux dedeinz sa jurisdiction preigne les seurtes apren-drerz des Escolers deinz mesmes les Universtees et les certifient en la Chauncellerie de Roy; et qe les Justices du pees es Countees et Mairs et Bailiffs deinz Citees et Burghs enfranchisez aient poiar de prendre devaunt eux tiel manere seurtee de bon port et defaire execution envers eux qi demor-gent ou facent encontre le dicte ordinaunce de cy enavaunt.

8^o HEN. VI.

A. D. 1429.

Anno octavo.

STATUTES OF THE EIGHTH YEAR OF
K. HENRY, VI.

TO the Laud and Honour of Almighty God, and of the Holy Mother the Church, our most noble Christian Lord Henry by the Grace of God, King of England and France, and Lord of Ireland, in his Parliament holden at West-

AD omnipotentis Dei et Sancte matris ecclesie laudem et honorem, Christianissimus dominus noster Henricus Deigracia Rex Anglie et Francie et Dominus Hibernie illustris, in parlamento suo apud Westmonasterium in Crastino Sancti

Matthei Apostoli anno regni sui octavo tento, de avisa-mento et assensu Prelatorum procerum et Magnatum regni sui Anglie, et ad specialem requisicionem ac de assensu Communitatis ejusdem regni in parlamento predicto existencium, quedam statuta et ordinaciones pro communi utilitate dicti regni, et presertim pro bona et sana gubernacione ac debita legis execucione habendis in eodem, fecit in forma subsequenti.

minster the Morrow after A. D. 1429.
Saint Matthew the Apostle, the Eighth Year of his Reign, by the Advice and Assent of the Prelates and Great Men of his Realm of England, and at the special Request and Assent of the Commons of the same Realm, being in the said Parliament, hath made certain Statutes and Ordinances for the common Profit of the said Realm, and especially for the good and wholesome Government and due Execution of the Law to be had in the same, in the Form following.

[Cap. IV.¹ recites that it is ordained by divers Statutes that no knight nor other of less estate should give any livery of cloth or hats to other than his menials and his officers and men learned in the one law and the other under penalties of a hundred shillings for the giver and forty shillings for the taker; and empowers the Justices of Assize to issue writs of attachment against offenders and to examine them for the purpose of enforcing the penalties.]

Purveu auxi qe ; et qe cest estatuit ne extende my quant al execucion des examinacions as Viscounts de Loundres Maiirs pur le temp. qils sont officers Sergeants de ley al temps qils

Provided also, That ; Exception as to the Sheriffs of London, Mayors, Serjeants at Law, &c.
and that this Statute extend not as to the Execution of Examination to the Mayor and Sheriffs of London for the Time that they shall be Officers, Serjeants of the

¹ Repealed 3 Car. 1. c. 6. s. 8 [c. 4. s. 27., Ruff.].

A. D. 1429. Law, at the Time that they take the same Estate upon them, and them that do commence in the Universities within the Realm of England at the Time of their Commencement, nor to them which for the Time aforesaid shall take any such Liveries of them. preignent mesme lestate sur eux, et Commenceours en lez Universitees deinz le Roialme Dengleterre al temps de lour comencements, ne as ceux qi par les temps suisditz de eux preignent livererees.

ROT. PAT. 9^o HEN. VI. p. 2. nu. 19. m. 16.

A. D.
1430-1.

De Confirmacione pro Universitate Cantebrigg.

[This Charter is expressed to be granted 'de avisamento et assensu dominorum spiritualium et temporalium in Parlamento nostro anno regni nostri primo tento existencium' and to be made 'Per ipsum Regem et consilium suum in parlamento'. These words may be sufficient to give it the authority of an Act of Parliament. See The Prince's Case. 8 Rep. 1.

The charter, which is printed in *Rotuli Parliamentorum*, Vol. 5, pp. 425-33, confirmed a charter of inspeximus of the first year of Henry the Fourth confirming previous charters whereby privileges were granted to the University, including the sole custody of the assize of bread, wine, and ale, and of weights and measures, and the correction of offences in connexion therewith, of forestalling and regrating, and of selling putrid meat and fish, with the fines and profits therefrom, and the cognizance in the Chancellor's court of all personal pleas of debt, accounts, contracts, and torts, breaches of the peace and misprisions in the town and suburbs, except mayhem and felony, where a member of the University was concerned as one party.]

RQT. PARL. 23^o HEN. VI. nu. 22. m. 16.

Pro Preposito et Scolaribus Collegii Regalis beate Marie et sancti Nicholai de Cantebrigg. A. D.
1444-5.

[This Act, which is printed in *Rotuli Parliamentorum*, Vol. 5, pp. 87-102, confirms several charters of the King granting endowments and privileges to King's College, Cambridge; one of which (dated 10th July, 1442) changed the name of the Head from Rector to Provost, and made the style of the College 'Prepositus et Scolares Collegii Regalis Beate Marie et Sancti Nicholai de Cantebrigia'.]

ROT. PARL. 25^o HEN. VI. nu. 14. m. 4.

Pro Preposito et Collegio beate Marie et Sancti Nicholai de Cantebrig. A. D.
1446-7.

[This Act, which is printed in *Rotuli Parliamentorum*, Vol. 5, pp. 132, 133, confirms several charters of the King granting further endowments to King's College, Cambridge.]

PARLIAMENTARY PROCEEDINGS. CHANCERY.

27^o HEN. VI. [File 27. No. 351.]

A. D.
1448-9.

[This Act, which is printed in *Rotuli Parliamentorum*, Vol. 5, pp. 161-64, confirms charters of the King granting further endowments to King's College, Cambridge, including ground in Cambridge for enlarging the site of the College.]

ROY. PARL. 28^o HEN. VI. nu. 53. m. 9.¹

An acte off Resumpcyon.

A. D. 1449.

Item, prefati Communes exhibuerunt prefato Domino Regi in presenti parlamento quasdam petitiones com-

¹ Vol. 5, pp. 183-99 of the printed edition of *Rotuli Parliamentorum*.

A. D. 1449. munes quarum tenores cum suis responsionibus hic sequuntur.

[The Commons petition the King to resume all grants made since the beginning of his reign. The petition contains the following, amongst other, provisoes.]

Provided also that this acte shall not extende to youre Colleges Roiall of oure Lady of Eton and of oure Lady and Seint Nicholas of Cambrigge of any Maners londes tenementes or possessions libertees fraunchises privileges or immunities or any thinges by you or by any other persone or persones to them or to any of them graunted ; so that any persone or persones having estate of londes and tenementes terme of their liffes of youre graunte the Reversion therof to youre said Collages of Eton and Cambrigge longinge, that suche londes and tenementes be resumed in to youre possession ye for to have them terme of their lyves. And after their decesse the Reversion therof to the said Collages immediatly after the fourme of the grauntes therof to them made withoute any suyte therfore by them to be made ; nor to the graunte made to Nicholas Clopton William Whaplode and other by you souveraine lorde of the advowson of the Chirche of much Billyng in the shire of Norhampton the which was graunted to them os it is verily knowen for the Advowson of the Chirch of Eton beside Wyndesore graunted unto you.

Provided also that all Priories and possessions aliens or eny parcell of them beyng in the possession of Houses of religion Collages Chauntry or Hospitall be not comprisid in this acte.

Provided also that this acte strecche not to any graunt made by you of any Priories Aliens or other possessions rentes reversions or Advowsons by you graunted to the Wardeyn and College of all Soules of Oxenford the which passed not from you by any graunte made by you be fore that tyme And that every persone have such services

rentes and charges as were due to theim of the saide A.D. 1449.
londes and tenementes before the feffement made to you.

The Kyng by the advis and assente of the lordes (m. 10.)
spirituelx and temporelx in this present parlement
assembled, and by the auctorite of the same agreith to
this petition of resumpcion, and the same accepteth
and establisseth. Alweyes forfeyn that alle excepcions
moderacions forprises and provisions by hym graunted
ordeigned or admitted and putte in writtyng in this same
parlement upon the premisses be and stande goode and
advailable in lawe after the fourme and effecte of the con-
tenue of the same excepcions moderacions and provisions;
And that all lettres patentes of the Kinge made to eny
persone or persones named in eny of the same excep-
cions moderacions forprises and provisions be goode and
effectuell after the fourme and conteneue of the same
lettres patentes by what som ever name eny such persone
or persones be named in eny such lettres patentes the said
Acte and petition of resumpcion or eny thing contained
therin notwithstanding.

These that folowen been the excepcions moderacions
forprises and provisions by the Kyng graunted ordeigned
and admitted and in this same parlement upon the
premisses put in wrytyng.

Provided alway that where attc the request of us the
Wardeyn and Scolers of Merton Collage in Oxenford
yave and graunted to the use of oure Collage Roiall of
oure Lady and Seint Nicholas of Cambrigge to Maistre
John Somerset and Maistre John Langton certeyn londes
and tenementz and other thynge in the Townes of
Cambrigge Grauncete Howys Giron Coton Chesterton
Bernewell Newenham and Over in the Countee of Cam-
brigge the which were parcell of the fundacion of the seid
Collage of Merton And in consideracion here of we have
yave to the said Wardeyn and Scolers the Maner of
Seint Margarete Stratton with the appurtenaunce in the

Merton
College in
Oxford,
&c.

A. D. 1449. Countee of Wiltes with certeyn libertees and franchises to them and to theire successours. And also we in consideracion of the same have relesed to the Abbot and Covent of Glastynghbery a corrodie of an c̄s. to the effecte and entente that the said Abbot and Covent sholde graunte an annuell pension of an c̄s. to the said Wardeyn and Scolers and to theire successours that oure said graunte made to the said Wardeyn and Scolers and also the said relese to the said Abbot and Covent to the said effecte made be not voide nor adnulled by the said petition or act of resumpcion but stonde and endure good and effectuell imperpetuite. So that the seid Wardeyn and Scolers be not prejudiced nor hurte in or of any londes tenementez possessions libertees or franchises or any other thynges by us to them graunted for the causes and consideracions abovesaid.

John Fray. Provided also that the said petition or Act of resumpcion extende not to the prejudice or hurt of John Fray and his heires and other enfeffed to his use by oure lettres patentes in LII s̄. of rente in London in recompence of certeyn ground and soile in the Town of Cambrigge uppon the whiche we have edified a notable part of oure Collage of oure Lady and Seint Nicholas the which ground and soyll we hadde of the feoffement of the said John Fray and other his cofeoffeez to us and to oure heirs for ever.

(m. 11.)
Oriell
College
in Oxford. Provided also that the seid petition or acte of resumpcion extende not nor be prejudiciall to the Provest and Scolers of oure Collage in Oxford called the Oriell of any graunte made to theym by us or by any other persone of the Manere of Wadle and Wykyngesham in Bārkschire.

College of
all soules
in Oxford. Provided also that the seid petition or acte of resumpcion extende not to eny graunte made by us or eny other persone to the Wardeyn and Collage of all Sowles in Oxenford nor to his predecessours or successours in eny wise of the Maner of Wedon and Weston otherwise called

Wedon Pynkeney with thappurtenauncez in the Countee of A. D. 1449.
Northampton.

Provided also that this present act petition or resump- (m. 14.)
cion extende not nor be prejudiciall in eny wyse to Rouland
Roulande Lentall knight of or in eny graunte or grauntes Lentall
lees dymyses or confirmacions made by us unto the saide Knight.
Roulande as for XL. li. of Hawardyn londys and Moldesdale
payd by the handes of the Officers there nor unto XX. li.
which the said Roulande hath of oure graunte paid yerely
by the handes of the Shireve of Herford Shire for the tyme
beyng by an Eschaunge of us for a Priore Alien called
Wotton the which is mortest to oure Collage¹ Nor unto
XL. li. the which the saide Roulande hath for terme of his
lif of the gifte of Kyng Henry iiijth to be resevyd of the
feeferme of the Toune of Herford And the said Roulande
cancelled the said patent to thentent that he myght have
his sonne Roulande joynt with hym Nor that they nor
nethir of theym be not hurt nor prejudiced therby.

Provided also that this acte or ordenaunce extende not (m. 16.)
ne be prejudicial unto the Maistre and Scolers of oure Unyver-
College withynne oure Universite of Cambrigge called the sytye of
Kyngeshalle, in and of a voide place of grounde lieng unto Cambridge.
oure seide College and the conduit of water there which
the saide Maistre and Scolers have by force of our graunt
to them by us made.

Provided also that this present petition or act of re- (m. 16.)
sumpcion or adnullacion or any other extende not ne in Univer-
any wyse be prejudicial to the Provost and Scolers of sytye of
oure College Roial of oure Lady and Seynt Nicholas of Cam-
Cambrigge nor to her successours ne to the Provost and brigge.
Collage Roial of oure Lady of Eton byside Wyndesore College of
nor to her successours ne to any of thaym in or of any Eton.
maner Lordshippes Maners Landes tenementes possessions

¹ King's College, Cambridge.

A. D. 1449. Rentes reversiones fermes pensions porcions yerly portes annuitees feefermes knyghtesfees advowsons of Churches of Chapell of Chauntrees or of Hospitall profites fraunchises libertees services or grauntes the which the said Provostes and Scolers and Provost and College or any of thaym¹ jointly or severally by us made in perpetuite or for terme of lyfe or yeres.

Persons
having
graunt in
any manors
landes
possessiones
&c.

Provided also, that this present petition or act of resumpcion or adnullacion or any other extende not ne in any wyse be prejudicial to any persone or persones in or of any maner Lordshippes Maners Landes tenementes, possessions Rentes reversiones fermes pensions porcions yerly portes annuiteez knyghtisfees advowsons of Churches of Chapell of Chauntrees or of Hospitall or any other profites fraunchises libertees services or grauntes which they or eny of theym have or oweth to have by force of any gift graunt confirmacion relees or lees to theym or eny of theym made by us for any thing mater or cause which may be understande or conceived to concerne the Provost and Scolers of oure Collage Roial of oure Lady and Seint Nicholas of Cambrigge and the Provost and Collage Roial of oure Lady of Eton beside Wyndesore or any of hem jointly or severally or oure said Collages or any of hem, howe be it that expresse mencion in oure lettrez patentz therof be not made.

(m. 17f)
Universyte
of Cam-
brigge.

Provided also that this act ordinaunce petition of resumpcion extende not ne be prejudicial unto the Maister and Scolers of oure College withinne oure Universite of Cambrigge called the Kynges Halle, in and of a voide place of grounde lieng unto oure seide College and the conduyte of water there which the said Maister and Scolers have by force of oure graunte to theym by us made Ne in or of XL. marcs which thei have of oure graunte in recompens of the clothing and furris which thei wer used to have yerly

¹ Some words are apparently omitted on the roll after 'thaym', e. g. 'have by force of any gift, graunt, confirmacion, relees, or lees to thaym or any of thaym'.

at oure grete Warderobe ne in or of eny other grauntes by A.D. 1449.
us to the seid Maister and Scolers here afore made.

ROT. PARL. 29^o HEN. VI. p. I. nu. 17. m. 6.¹

An acte of Resumpcyon.

A.D. 1450.

ITEM diverses Communes petitions feurent baillez en mesme le parlement par les Communes dicell lez tenours des quelles ovesqe lours respounces cy ensuent.

[The Commons petition the King to resume all grants made by him since the beginning of his reign, and all liberties privileges, &c. granted since the same date.]

Except such libertees privileges fraunchises hundredes wapentakes letes Rapes Vewe of Frankplege Sheref Tournes Sheref Gildes fynes amerciamentes issues and profites of the same, and all other libertees privileges fraunchises and immunitées as ye have graunted to the Provostes and Scolers of youre Collages Roiall of oure Lady and Seint Nicholas of Cambrigge, or to youre Provoste and Collage roiall of oure Lady of Eton, and to theire successours. And for asmoch as it is thought to us youre humble and liege people of this youre noble Roialme comen to this youre high Courte of parlement by youre auctorite roiall that certein diverse libertees privileges fredoms fraunchises and immunitées by you to the Provostes Scolers, and to the Provoste and Collage and theire successours of youre Collages of Eton and Cambrigge graunted, been to youre Highnesse prejudiciall and over chargefull, and nyous unto youre liege people of this youre Roialme.

PLEASE it therfore youre moost high and roiall mageste to ordeyne and appointe by youre high wysdome and discrecion that all grauntes and actes of such libertees privileges fredoms fraunchises and immunitées as been to

¹ Vol. 5, pp. 217-24 of the printed edition of Rotuli Parliamentorum.

A. D. 1450. you prejudiciall and overchargefull and noyus unto youre people of this youre roialme be voide and of non effect. Whereof we youre true Comyns in the moost lowly wyse that we can thynk biseche youre moost habundant grace to have knowleche duryng this youre said Court of parlement for oure speciall relief and comforte.

Priories
Aliens.

Provided also that this acte shall not extende to any Priories Aliens Pensions porcions or any other possessions Aliens belongyng to the seid Priories graunted by you to any of youre Provostes and Scolers or to youre Provoste and Collage and their successours of youre Collages Roiall of oure Lady of Eton and of oure Lady and Seint Nicholas of Cambrige or any of theym to the use of eny of the seid Collages.

Colleges of
Eton and
Cambrige.

Provided also that this acte extende not to any londes and tenementes that the Provostes and Scolers, Provoste and Collage of youre Collages Roiall of Eton and Cambrige that they or eny of the seide Provostes Scolers and Collage have to theym and to their successours severally or joyntly to the use of the seid Collages in the Townes of Eton and Cambrige forseid or any of theym.

For the
same.

Provided also that this acte and ordenaunce of resumpcion extende to noo graunte made by you to youre Provostes and Scolers or to youre Provoste and Collage and their successours of youre Collages roiall of Eton and Cambrige or any of theym of any purchases made by youre seide Provostes Scolers or Provoste and Collage and their successours or any of theym, or any other persone or persones, of any londes tenementz rentez or possessions purchaced by theym or any of theym to the use of any of the seid Collages, paying for the said londes and tenementes as conscience and right wolde; of the which londes and tenementes rentes or possessions y^e were enfeffed of by the seid persone or persones to thentent to feoffe the seid Provostes or any of theym, the which londes and tenementes were not youre before the seid feoffement made to you, be not comprehended and conteyned in this acte.

Provided also that this acte extende not ne be prejudiciall to any graunte made by you to the Wardeyn or Maistre, Scolers and their successours of the Collage of Valeyns Marie, Penbroke Halle commonly called, within youre Universitee of Cambrigge of the Priorie Aliene of Lynton with all the rightes and appurtenaunces therto longyng and the avowson of the Vicariage of the same ne to any graunte by you made to the seid Wardeyn Maistre Scolers and their successours of a Pension the which the Abbot of Ryal Lieu late paid to the Abbot of Pynne otherwyse called Pynne Alien be yonde the See.

A. D. 1450.
Penbroke
Hall in
Cambrige.

As for answer of the petition and request of resumpcion made to the Kyng by the Commens of this his present parlement assembled. His Highnesse wolle, that they knowe, that by thadvise and assent of the Lordes spirituall and temporell beyng in the same parlement, and by thauthorite of the same parlement, his excellence is agreed to resume, and resummyth, in to his handes and possession, all Honours,

(m. 7.)
Responsio.
Thaunswer
to the
same.

And over that it liketh his Highnesse to take resume and seise in his said handes and possession all maner libertees privileges fraunchises hundredes wapentakes letes Rapes Viewe of fraunkplege Shirrif Tournes, Shirrif Gildes, fines, amerciamentes, issues, and profites of the same, by his Highnesse graunted, sith the first day of his reigne, to any persone or persones, or Abbot, Priour, Dean, Chapitre, Maistre or Wardeyn of Collage, Fraternitee, Crafte or Gilde, and almaner such grauntes to be voide and of non effecte: except such libertees privileges fraunchises hundredes wapentakes letes Rapes Viewe of frankplege, Shirrif Tournes, Shirrif Gildes, fines amerciamentes, issues, and profites of the same, And all other libertees privileges fraunchises and immunities that his Highnesse hath graunted to the Provostes and Scolers of his Collage roiall of oure Lady and Saint Nicholas of Cambrige, or to the

A. D. 1450. **Provoste and Collage roiall of oure Lady of Eton, and to
theire successours :**

. . . And as to the provisions and excepcions con-
teigned in the said petition of Resumpcion His Highnesse
theym accepteth and the same agreeth, forthwith other
provisions and exceptions by hym by thadvise of the said
Lordes spirituelx and temporelx beyng in this said Parle-
ment made and agreed, and in this said parlement put in
wrytyng, as the tenours of theym hereafter folowen.

Colleges of
Cambridge
and Eton.

Provided also that this present acte of resumpcion or
adnullacion extende not ne in anywyse be prejudiciall to
the Provost and Scolers of oure Collage Roiall of oure
Lady and Saint Nicholas of Cambrigge, nor to theire pre-
decessours or successours ; nor to the Provost and Collage
roiall of oure Lady of Eton beside Wyndesore, nor to
theire predecessours or successours nor to eny of theym
in or of eny Lordshippes Manoirs Londes tenementes posses-
sions rentes reversions fermes pensions porcions apportes
annuitez seoffementez seefermes knyghtfees advowsons of
Churches Chapelles Chaunteries Hospitalles profites fraun-
chises libertees privileges immunitees services or grauntes
or any other thyng which the saide Provost and Scolers or
Provost and Collage or any of them joyntly or severally
have or owe to have ; nor to any persone or persones or
Communaltee by force of eny yifte graunte confirmacion
relees or lees or any other thyng to theym or eny of
theym jointly or severally by us made imperpetuitee or
otherwyse for eny thyng graunted by theym or any of
theym to any of oure said Collages ; nor in eny wyse be
prejudiciall to eny persone or persones or Communaltee in
or of eny maner Lordshippes Manoirs Londes tenementes
possessions rentes reversions fermes pensions porcions
apportes annuitees knyghtfees advowsons of Churches
Chapelles Chaunteries or of Hospitalles or eny other pro-
fites fraunchises libertees privileges immunitees services or

other thyng, which they or eny of theym have or owe to A. D. 1450.
 have by force of eny yifte graunte confirmacion relees or
 lees to theym or eny of theym by us or eny other for eny
 thyng mater or cause which may be understand or con-
 ceived to concerne the Provost and Scolers of oure College
 roiall of oure Lady and Saint Nicholas of Cambrigge, or
 the Provost and College roiall of oure Lady of Eton beside
 Wyndesore abovesaid, or eny of theym joyntly or severally
 of oure seid Colleges or eny of theym, howe be hit that
 expresse mencion in oure lettres patentes therof be not
 made; the said act or any other act made in this present
 parlement notwithstanding.

Provided also that this petition or acte of resumpcion English
religious
parsons.
 extende not nor be prejudiciall in any wyse unto any
 persone or persones english of religion, Colleges, Chaun-
 teries, Hospitalles, or any other places spirituall, in or of
 any graunte or grauntes made by us to theym, or any of
 theym, of any Priories or possessions aliens, or any parcell
 of theym or other thyng; nor that the same Priories and
 possessions or eny parcell of theym, be comprisid in the
 seide acte.

Provided also that this acte or ordenaunce extende not (m. 8.)
College of
Goodes-
house in
Cambrige.
 to oure Collage of Goodeshouse of Cambriggé ne to the
 Procuratour nor Scolers of the same Collage, nor to their
 successours, ne to any Maners, Londes, tenementes, rever-
 sions, possessions, licences, apportes, pensions, or advou-
 sons, ne to any of their appurtenaunce, ne to any other
 thynges by us or by any other persone or persones to the
 same Collage geven graunted or ordeyned or to any other
 persone or persones to the use and forthering of that oure
 saide Collage.

Provided also that the seide petition or acte of resump- Oriell
College in
Oxford.
 cion extende not ne be prejudiciall to the Provost and
 Scolers of oure Collage in Oxinford callid the Oriell of
 eny graunte or confirmacion made to theym by us or by
 any other persone of the Manoir of Wadle and Wykynges-
 ham, in Berkschire.

A. D. 1450. ¹⁰⁰ Provided also that the seide petition or acte of resump-
College of cion extende not to eny graunte made by us or eny other
all soules persone to the Wardeyn and Collage of all Soweles in
in Oxforde. Oxinford ne to his predecessours or successours in eny
wyse of the Manoir of Wedon and Weston otherwyse callid
Wedon Pynkenye with thappurtenaunces in the Countee
of Norhampton.

Kinges
Haulle in
Cambrige. Provided also that this present petition or acte of resump-
cion extende not nor in any wyse be prejudiciall to any
lettres patentes graunted by us to the Maistre or Keper
and the Scolers of oure Collage within the Universitee of
Cambrigge called the Kyngeshalle ne to their successours
in or of the appropriacion of the Parissch Chirch of Chester-
ton in the Countee of Cantebrigge with almaner of fruytes
and profites longyng therto ne in or of a voide ground
with a condyght therin, late by, and nowe within, the seide
Collage; ne in or of XL. marcs to be taken yerely by the
handes of the Shirrifis of London and of Middlesex, for
the tyme beyng, in recompense of the clothyng and furies
that they have hadde many yeres atte our grete Warde-
robe, after the degrees in Scoles singularly of the seide
Scolers, the seid petition noghtwithstondyng.

(m. 9.) And as to the remanent conteyned in the seid petition
of resumpcion not specified in this his answer:
Le Roy sadvisera.

ROT. PARL. 31^o HEN. VI. nu 60. m. 6.¹

A. D.
1452-3.

Pro Regina.

[Confirms Grant by the King of land to the Queen.]

(m. 5.) . . . Provided also that this graunt^e extende not ne in
King's any wyse be prejudiciall unto the Provest of the Kynges
College, Collage roiall of our Lady and Seynt Nicholas of Cambrigge
Cam- nor unto their successours in eny wyse of a graunte made
bridge.

¹ Vol. 5, pp. 260-63 of the printed edition of Rotuli Parliamentorum.

to theym of certeyn wode to be taken yerely in the Forest or bailly of Sapley be what name so evyr hit be called and that the Quene be recompensed for the same. . . .

A. D.
1452-3.

ROT. PARL. 38^o HEN. VI. nu. 27. m. 5.¹

De escambio inter Regem et Reginam, &c. A. D. 1459.

[Resumption by the King of the Manor of Havering at Bower and grant in exchange to the Queen of the Manor of Cosham, Wilts.]

.

Provided alwey that this acte or any other acte made in this present parlement extend not nor in any wise be prejudiciall unto the Provost and Scolers of oure College Roiall of oure Lady and Seint Nicholas of Cambrigge and their successours Nor to the Provost and College Roiall of oure Lady of Eton beside Wyndesore in the Counte of Buk and their successours in or of any graunte or grauntes confirmacion or confirmacions Relesse or Relesses acte of parlement or actes of parlementes of any landes and tenementes Rentes reversions services possessions spirituelx or temporelx with their appurtenaunces pensions porcions apportes fermes or annuitees or of any advousons or patronages or in or of any privileges libertees Immunittees and franchises by us or any other persone or persones or body incorporate to the said Provost and Scolers and their successours, or to the said Provost and College and their successours or to any of their predecessours and their successours before this tyme made, but that all such grauntes confirmacions Relesséz actes of parlementes and every of theym and all lettres patentes and other writynges theruppon made, be good and effectuell unto theym and their successours and unto either of theym and their successours after the purportes and tenours of the same.

King's
College,
Cam-
bridge, and
Eton
College.

¹ Vol. 5, p. 352 of the printed edition of Rotuli Parliamentorum.

ROT. PARL. 38^o HEN. VI. nu. 29. m. 7.¹

A. D. 1459. Pro Edwardo principe Wallie Duce Cornubie et
Comite Cestrie.

ITEM quedam alia peticio exhibita fuit prefato Domino
Regi in parlamento predicto, sub eo qui sequitur tenore
verborum.

[Recites letters patent of Edward the Third as to the
Duchy of Cornwall, and confirms the Duchy to Edward
Prince of Wales.]

(m. 9.)
King's Col-
lege, Cam-
bridge, and
Eton
College.

Item quatuor cedule exhibite fuerunt prefato domino
Regi in dicto parlamento et de mandato ejusdem domini
Regis dicte petitioni annexe in hec verba. Provided alwey
that this acte or any other acte made or to be made in this
present parlement extend not nor in any wise be pre-
judiciall unto the Provost and Scolers of oure College
Roiall of oure Lady and Seint Nicholas of Cambrigge and
their successours, Nor to the Provost and College Roiall
of oure Lady of Eton beside Wyndesore in the counte of
Buk and their successours, in or of any graunte or grauntes
confirmacion or confirmacions Relesse or relessez, acte of
parlement or actes of parlementes of any Landes and
tenementes Rehtes reversions services possessions spirituelx
or temporelx, with their appurtenauncez pensions porcions
apportes fermes or annuitees or of any advousons or
patronages or in^o or of any privileges libertees Immunittees
and fraunchises, by us or any other persone or persones or
body incorporate to the said Provost and Scolers and their
successours, or to the said Provost and College, and their
successours, or to any of their predecessours and their
successours before this tyme made; but that all such
grauntes confirmacions releases actes of parlementes and
every of theym and all lettres patentes and other writynges

¹ Vol. 5, pp. 356-63 of the printed edition of Rotuli Parliamentorum.

38 Hen. 6] *Grant of Duchy of Cornwall. Sayings.*

therupon made be good and effectuell unto theym and their successours and unto eyther of theym and their successours, after the purpotes and tenours of the same. A. D. 1459.

Que quidem peticio et cedula transportate fuerunt et deliberate Communibus regni Anglie in eodem parlamento existentibus, quibus iidem Communes assensum suum prebuerunt sub hac forma. Acest bille et a les cedulaes a ycest bille annexez les Commyns sount assentuz. Quibus quidem petitione cedulis et assensu in parlamento predicto lectis auditis et plenius intellectis de avisamento et assensu dominorum spiritualium et temporalium in eodem parlamento existencium auctoritate ejusdem parlamenti respondebatur eisdem in forma sequenti. Soit fait come il est desire, saufes au Roy certeyns choses en manere et fourme ensuantz. Responsio.

Provided alwey that this acte nor noon other acte made in this present parlement extend not nor in eny wise be prejudiciall unto the Wardeyn and Scolers of the College called Merton Halle in Oxford in or of any graunte to theym and their successours made of the Manoir of Stratton Margret in Wiltshire with their appurtenauncez or in or [of¹] an C^s to be yerely paied oute of the Manoire of Warplesden in the Counte of Surrey by the handes of the Fermours and occupiers there, which the seid Wardeyn and Scolers have in recompense for certeyn Londes and tenementes in the Counte of Cambrigge nowe apperteynyng to the Provost and Scolers of youre College Roiall of oure Lady and Seint Nicholas of Cambrigg. (m. 10.)
Merton
Hall,
Oxford.

ROT. PARL. 38^o HEN. VI. nu. 31. m. 11.²

*Pro Collegio Sancti Nicholai Cantebrig.

ITEM quedam alia cedula exhibita fuit eidem Domino Regi in dicto parlamento, ex parte Prepositi Collegii

¹ This word is omitted from the roll.

² Vol. 5, pp. 364, 365, of the printed edition of Rotuli Parliamentorum.

A. D. 1459. regalis beate Marie et sancti Nicholai de Cantebriggia, hanc seriem verborum continens: Rex Archiepiscopis Episcopis &c. salutem. Sciatis quod cum nos nuper ad laudem gloriam et honorem omnipotentis Dei in cujus manu corda sunt Regum, ac beatissime et intemerate Virginis Marie matris Christi, necnon gloriosi Confessoris et pontificis sancti Nicholai, quoddam Collegium in universitate nostra Cantebriggie, Collegium regale beate Marie et sancti Nicholai de Cantebriggia nuncupatum, de uno preposito et certo numero scolarium erexerimus fundaverimus fecerimus et stabiliverimus perpetuis temporibus futuris duraturum, ac illud auctoritatibus diversorum parliamentorum nostrorum inter alia acceptaverimus approbaverimus ratificaverimus et confirmaverimus prefatisque preposito et scolaribus pro eorum sustentacione in victu et vestitu ac aliis oneribus eisdem preposito et scolaribus et successoribus suis qualitercumque incumbentibus eisdem auctoritatibus dederimus et concesserimus tam diversa Prioratus dominia Maneria terras et tenementa reversiones redditus annuas firmas porciones pensiones apportus et possessiones cum pertinentiis unacum advocacionibus Prioratuum ecclesiarum Vicariarum capellarum hospitalium et aliorum beneficiorum ecclesiasticorum, habenda et tenenda sibi et successoribus suis de nobis et heredibus nostris in liberam puram et perpetuam elemosinam imperpetuum, quam diversa privilegia libertates franchises quietancias et immunitates, habenda tenenda utenda et gaudenda sibi et successoribus suis in liberam puram et perpetuam elemosinam imperpetuum prout in diversis actibus et literis nostris patentibus prefatis preposito et scolaribus et successoribus suis de et super premissis separatim factis plenius continetur; Cumque prefati prepositus et scholares preterea habeant et teneant diversa alia Prioratus dominia Maneria terras et tenementa Reversiones porciones pensiones redditus apportus et possessiones unacum advocacionibus ecclesiarum Vicariarum capellarum hospitalium et aliorum beneficiorum ecclesiasticorum tam ex dono et concessione nostris quam ex dono concessione relaxacione et confirmacione diversorum aliorum, Habenda

et tenenda sibi et successoribus suis in augmentationem A. D. 1459.
sustentacionis eorumdem prepositi et scholarum et successorum suorum imperpetuum, prout tam in diversis separalibus literis nostris patentibus quam in aliis separalibus cartis scriptis et literis diversorum aliorum predictorum plenius liquet; Nos de gracia nostra speciali, omnia et singula donaciones concessiones auctoritates actus literas cartas scripta relaxaciones et confirmaciones, privilegia libertates franchises quietancias et immunitates ac cetera omnia et singula cum suis pertinenciis in auctoritatibus actibus literis cartis scriptis relaxacionibus et confirmationibus ac in eorum quolibet contenta seu specificata, Ac prefatis preposito et scholaribus et successoribus suis et alicui predecessorum suorum et eorum successoribus qualitercumque concessa, Rata habentes et grata ea de avisa-mento et assensu dominorum spiritualium et temporalium ac ad requisicionem communitatis regni nostri Anglie in presenti parlamento nostro existencium auctoritate ejusdem parlamenti acceptamus approbamus ratificamus ac prefatis nunc preposito et scholaribus et successoribus suis confirmamus, et ea omnia et singula eadem auctoritate eisdem preposito et scholaribus damus et concedimus per presentes, habenda tenenda utenda et gaudenda sibi et successoribus suis unacum exitibus et proficuis omnium et singulorum premissorum et eorum cujuslibet similiter eadem auctoritate secundum formas et tenores Cartarum literarum auctoritatum actuum scriptorum relaxacionum et confirmationum predictorum eisdem preposito et scholaribus et successoribus suis et alicui predecessorum suorum et eorum successoribus superinde separatim confectorum, Adeo plene libere et quiete sicut nos ea seu eorum aliquod si in manibus nostris extitissent vel extitisset haberemus seu ea vel eorum aliquod alicui persone seu aliquibus personis auctoritate illa dare et concedere possimus, et meliori modo quo erga nos et heredes nostros intelligi poterit in liberam puram et perpetuam elemosinam imperpetuum absque impetitione impedimento perturbacione molestacione seu gravamine nostri vel heredum nostrorum Justiciariorum Escaetorum Vice-

A. D. 1459. comitum Coronatorum vel aliorum ballivorum officiariorum seu ministrorum nostrorum vel aliorum quorumcunque, et absque aliquo compoto seu aliquo alio nobis vel heredibus nostris pro premissis vel aliquo premissorum quomodolibet reddendo solvendo vel faciendo, Statuto de terris et tenementis ad manum mortuam non ponendis edito, seu quibuscunque aliis statutis actibus sive ordinacionibus aut consuetudinibus editis factis sive ordinatis seu usitatis aut imposterum edendis fiendis sive ordinandis non obstantibus. Qua quidem cedula in parlamento predicto lecta audita et plenius intellecta de avisamento et assensu dominorum spiritualium et temporalium ac Communitatis regni Anglie in eodem parlamento existentium respondebatur eidem in forma

Responsio. sequenti: Le Roy de ladvis et assent des Seignurs espirituelx et temporelx et les Comens en cest son parlement tenuz a Coventre le vintisme jour de Novembre lan de son reigne trent oeptisme assemblez et par lauctorite de mesme le parlement ad grauntee tout le continue en cest cedula especifiez, Et sur ceo ad commaunde son chartre affaire en due fourme. Provided alwey that noon acte made ne to be made in this present parlement strecche extend, ne be prejudiciall to the Wardeyn or maistre and scolers and thaire successours of the Colledge of Valence Marie, comynly called Pembrokehall within the universitee of Cantebrigge of any graunte made by the Kyng oure soverayn lord to the said Wardeyne or maistre and Scolers and thair successours of the Priorye aliene of Lynton with all the rightes and appurtenaunces therto longyng, And of the advouson of the Vicariage of the same ne to any graunte by oure seid soverayne lord the Kyng made to the seid Wardeyne or maistre and Scolers and thair successours of a pension the which thabbot of Riallieu late paied unto thabbot¹ of Pynne otherwise called Pyn Aliene be yonde the See for the Chirche of Saham and the tenementes and glebe therto perteynyng or any of theym or oute of the Chirche tenementes or glebe aforesaid or any of thayme.

Pembroke
Hall, Cam-
bridge.

¹ the thabbot on roll.

ROT. PARL. I. EDW. IV. nu. 8. m. 3.¹

Declaracio tituli regii et restitucio ad eundem. A.D. 1461.

MEMORANDUM quod quedam peticio exhibita fuit prefato domino Regi in presenti parlamento per prefatos Communes sub eo qui sequitur tenore verborum. . . .

[Affirms the King's title to the throne and prays him to resume grants made by Henry the Fourth, Fifth, and Sixth.]

. . . Qua quidem peticione in parlamento predicto lecta (m. 4.) audita et plenius intellecta de avisamento et assensu dominorum spiritualium et temporalium in eodem parlamento existencium et ad requisicionem Communitatis predictae respondebatur eidem, modo et forma hic inferius annotatis.

The Kyng by the advis and assent of the lordes spirituall and temporell in this present parlement assembled, at the request of the Commyns beyng in the same agreeth and assenteth to this petition and hit accepteth with certeyn moderacions provisions and excepcions by his highnes theruppon made and in certeyn cedulaes writen, and in the same parlement delyvered, the tenours of which hereunder folowen.

Provided alwey that this acte or ordenaunce or any other acte or ordenaunce made or to be made in this present parlement extend not nor be prejudiciall to the Warden and Scolers of the Colleage called seint Marie College of Wynchestre otherwise called the Warden Scolers and Chapeleyns of the Colleage called seint Marie College of Wynchestre beside Wynchestre nor to their successours of to or in any graunte or grauntes acceptacions approbacions ratificacions confirmacions pardons relesses to theym by us made of any Priorye Alien Chirches Celles Maners londes tenementes rentes reversions services Knyghtes

(m. 5.)
St. Mary of
Winchester
Colleges,
beside
Winchester,

¹ Vol. 5, pp. 463-75 of the printed edition of Rotuli Parliamentorum.

A. D. 1461. fees avousons of Chirches Vicaries Chapelles Chaunteries and other benefices of the Chirch whatsoever, or of any pensions porcions profittez thynges and possessions spirituell or temporell or of any other thyng whatsoever, But that all and every oure lettres patentes to the seid Warden and Scolers or to the seid Warden Scolers and Chapleyns made, be good and effectuell to theym and their successours for ever, by what name the seid Warden and Scolers be called in the same, this acte or any other acte made or to be made in this present parlement notwithstanding.

and in
Oxford.

Provided alwey that this acte ordenaunce or any other acte or ordenaunce made or to be made in this present parlement extend not neyther be prejudiciall to Thomas Chaundeler Warden and Felawes of the College of oure lady of Wynchestre in Oxonford, seint Marie College of Wynchestre in Oxonford commonly called, nor to their successours into or for any graunte or grauntez acceptacion approbacion ratificacion confirmacion pardon or relese to theym by us made under oure grete seall of any Priory Alien Maners londes tenementes rentes reversions services fees avouson Chirches Celles pensions porcions or any other possessions profittes or commoditees spirituell or temporell or of any other thing whatsoever hit be, that all and every oure lettres patentes made unto the seid Warden and Felawes be of full force and effect unto theym and their successours accordyng to the tenure and purport and effect of the same lettres patentes, by what name the same Wardeyn and Felawes be called in the same.

Oriel
College.

Provided alwey that noo acte made or to be made in this oure present parlement be prejudiciall or hurt to the Provost and Scolers and to their successours of oure College in oure Universite of Oxonford called the Oriall into or for eny graunte or grauntez made to theym and to their successours by oure lettres patentes of or for the Maner of Wadle and Wykyngesham otherwise called the Maners of Wadley and Wykyngesham in the Counte of Berk with thappurtenaunce or of eny part therof, but

that the seid lettres be good and effectuell eny acte or ordenaunce made or to be made to the contrarye notwithstanding. A. D. 1461.

Provided alwey that this acte ne no other acte made or to be made in this present parlement extend not ne be prejudiciall in enywise to the Warden or Maister and the Scolers and their successours of the College of Valens Marye Pembroke Hall commynly called within the Unyversite of Cambrigge of eny graunte made by us to the seid Warden Maister Scolers and their Successours of the Priory Alyen of Lynton with all the rightes and appurtenauncez therto bilongyng And of Avouson of the vicariage of the same, ne to or of eny graunt by us made to the seid Wardeyn Maister Scolers and their Successours of eny pension with¹ thabbot of Roiall Lieu late paied unto thabbot of Pyn otherwise called Pynne Alien be yonde the See for the tenementes in Saham or for the Chirch of Saham aforeseid besyde Ely. (m. 6.)
Pembroke
Hall, Cam-
bridge.

3^o EDW. IV.

IN THE THIRD YEAR.

A. D. 1463.

Anno iij^o.

AU Parlement sum-
monez a Westminstre
le XXIX^e jour Daprell, lan
du reigne nostre Seignur le
Roy Edward le quart apres
le conquest tierce, diverses
estatutez et ordenauncez a
lonour de *Dieu et Seint
Esglice, et pur le bien du
dit Roy et son people, de
ladvis et assent des Seignurs
*espirituelx et temporelx et

AT the Parliament sum-
moned at Westminster
the Nine-and-twentieth Day
of April, the Third Year of
the Reign of our Lord King
Edward the Fourth, after
the Conquest, divers Statutes
and Ordinances, to the
Honour of God and of Holy
Church, and for the Wealth
of the said King and his
People, by the Advice and

¹ So on the roll for *which*.

A. D. 1463. Assent of his Lords Spiritual and Temporal, and the Commons, in the said Parliament assembled, and by Authority of the same, were made in the Manner and Form as followeth.

les Communes en le dit parlement esteantz, et par lauctorite de mesme le parlement, furent faitez en manere et forme ensuantz.

V.
Apparel of
Persons
according
to their
several
Ranks.

For
Scholars of
the Universities;

[Chapter V prescribes the apparel to be worn by Men and Women of every Vocation and Degree.]

Provided also, That the Scholars of the Universities of this Realm, and Scholars of any University out of this Realm, may wear such Array as they may wear by the Rule of the said Universities, notwithstanding this Ordinance.

Purveu ensement qe les Scolers des Universitees cesty roialme, et Scolers dascune Universite hors de cest roialme, puissent user et were tiel araie come ceux puissent user et were solonc la rule de les ditz Universiteez, cest ordenaunce nient contristeant.

ROT. PARL. 3^o EDW. IV. nu. 39. m. 14.²

A. D.
1464-5.

Resumpcio.

MEMORANDUM eciam quod quedam eedula in pergameno exhibita fuit coram domino Rege in presenti par-

¹ By 22 Ed. 4. c. 1. all previous Acts concerning apparel (including this Act and 37 Ed. 3. c. 13. *supra*) were repealed, and new provisions, containing no exceptions for graduates, were made; by 1 Hen. 8. c. 14. s. 2, 7 Hen. 8. c. 6. s. 15, and 24 Hen. 8. c. 13. s. 6, successively previous Acts of apparel were repealed, other provisions being substituted (see those Acts *infra*); and finally by 1 Jac. 1. c. 25. s. 7 [2 vulgo 1 Jac. 1. c. 25. ss. 45, 47., Ruff.] all legislation on the subject was swept away.

² Vol. 5, pp. 514-48 of the printed edition of Rotuli Parliamentorum. The roll is called that of 3 Edw. 4, in which year the Parliament was summoned, but extends to the session of 21 Jan. 4 Edw. 4 (1464-5), at which this Act was passed.

liamento formam cujusdam actus in presenti parlamento
fiendi in se continens sub hac serie verborum. Be it
remembered . . .

A. D.
1464-5.

[Restores to the King on the Feast of the Purification
1464 all property granted away by him on or after
the fourth of March in the first year of his reign and
before the said Feast.]

Provided also that this acte extend not to any graunte
of licence by the Kyng or any of the late pretended Kynges
Henry the iiijth Henry the vth or Henry the vjth. made to
eny persone or persones to founde or make eny fraternite
Gylde Hospitall Chaunterie College or almeshouse or to
purchase londes and tenementes for the same or eny of
theym.

. . . QUE QUIDEM CEDULA transportata fuit Commu- (m. 15.)
nibus regni Anglie in eodem parlamento existentibus.
Cui iidem Communes assensum suum prebuerunt sub hiis
verbis. A cest acte lez Commens sount assentuz. Qua
quidem cedula coram dicto domino Rege in parlamento
predicto lecta audita et plenius intellecta de avisamento et
assensu dominorum spiritualium et temporalium in dicto
parlamento existencium ac Communitatis predictae necnon
auctoritate ejusdem parlamenti respondebatur eidem in
forma sequenti. The Kyng agreeth to this acte of Re-
sumpcion with such provisions and excepcions as by his
highnes been made uppon the same the tenours of which
here under folowen. Alwey forfeyn that noo such pro-
vision or excepcion by his highnes soo made be in eny wise
beneficiall of effecte or avallable to eny persone or per-
sones havying eny thing of his gift graunte or lese under
eny of his seales of or in eny of these folowyng, that is to
sey . . .

Cambridge
University
not to be
relieved of
annual
payment of

. . . of x li. to be taken yerely of the Chaunceller of the

A. D.
1464-5.

£10 for
Assize
of Bread
and Ale.

Proviso for
Arch-
bishops,
Bishops,
Abbeys,
Colleges,
&c.

Universite of Cantebrigge of the keypyng of assise of brede and Ale. . . .

Provided alwey that neither this acte and ordenaunce neither any other acte ordenaunce or statute made or to be made in this oure present parlement extend to the hurt or prejudice nor in any wise be hurtyng or prejudiciall to any Archebisshopp or his successours or to any Bisshopp or his successours or to any Abbot and Convent and their successours, or to any Priour and Convent and their successours, or to any Abbes and Convent and their successours or to any Prioress and Convent and their successours or to any other Soverayne minstre hede or governer and their successours of any Hous of religion, or to any Dean and Chapitre of any Cathedrall Chirche and their successours, or to any Dean of any Chirche or Chapell Collegiate or to any Dean and Chapitre of any Chirche or Chapell collegiat and their successours, Wardeyne and College Wardeyne and Felawes or Scolers Provost and Felawes or Provost Felawes and Scolers, Maistre and Felawes, Rector Felawes and Scolers, President and Felawes of any College Hall Hospitall Hous incorporate or any other place and their successours, nor to any yeste or yestes graunte or grauntes confirmacion or confirmacions acceptacions or approbacions of any privileges libertees fraunchises immunities landes tenementes reversions Maners services Knyghtes fees Priories possessions Aliens parsonages aliens or other possessions spirituall or temporell with thappurtenaunce advousons of Chirches Vicaries Chapels Chauntries or other benefice of the Chirche whatsoever they be, pencions porcions or annuitez wardes mariages releves or of any other thing nor to any liverree or restitution or restitutions of temporalteez relese or releases pardon or pardons discharge or quyte clayme by us or by any of oure progenitours or predecessours to theym and their successours or to any of theym and their successours or to any of their predecessours and their successours jointly or severally under what soever maner and fourme in any wise made, or by what soo ever name or names they or any of

theym be named or called in any lettres or writyng ther-
 uppon made, nor to noo licence by us or by any of oure
 progenitours or predecessours graunted to theym or to any
 of theym for to founde and stablissh any College or Col-
 leges Chauntery or Chaunteries or to yeve into mortmayne
 any landes tenementes rentes or advousons of Chirches or
 to appropre resceyve and hold in propre use any Chirche
 or Chirches Chapell or Chapels by what soo ever name or
 names they or any of theym be named or called in any
 lettres or writynges theruppon made, nor to any Prest or
 Clerk havyng any benefice ecclesiast or office by wey of
 presentacion donacion collacion or Institucion as to and
 for any such benefice or office , . . .

A. D.
 1464 5-

Provided alwey that this acte nor eny other acte made
 or to be made in this present parlement extend not nor in
 noowise be prejudiciall to the Wardeyn and Covent of the
 Hous of the Freres Minores of oure Universite of Oxford
 of a graunte by us to theym made by oure lettres patentes
 of L marc to be take yerely at oure Eschequer of oure
 charite and almes as longe as it shall please us by the
 handes of oure Tresorer and Chamberleyns of the seid
 Eschequer for the tyme beyng, Nor to the Wardeyn and
 Covent of the Hous of the Freres Minores in oure Univer-
 site of Cambrigge of a graunte made by us to theym of
 xxv marc to be taken yerely in maner and fourme above-
 said, Nor to the Priour and Covent of the ordre of Freres
 Prechours withyn oure Universite of Oxford of a graunte
 by us to theym made by oure lettres patentes of L marc to
 be taken yerely at oure Eschequer of oure Almes as longe
 as it shall please us by the handes of the Tresorer and
 Chamberleyns of the seid Eschequer for the tyme beyng
 for the sustentacion of the feith and to pray specially for
 us and for the soules of oure noble progenitours, Nor to
 the Priour and Covent of the Freres Prechours of oure Uni-
 versite of Cambrigge of a graunte made by us to theym of
 xxv marc to be taken yerely in manere and fourme above-
 said, but that oure lettres patentes to theym made severally

(m. 16.)
 Friars
 Minors in
 Oxford

and Cam-
 bridge;

Friars
 Prechers
 in Oxford

and Cam-
 bridge

A. D. 1464-5. in the premisses be good and effectuell This acte or any other acte notwithstondyng.

(m. 17.)
All Soules
College,
Oxford.

Provided alwey that this acte or ordynaunce or any other acte or ordynaunce made or to be made in this present parlement extend not nor be prejudiciall to the Warden and College of all Soules in Oxonford nor to their successours in for or to any graunte or grauntes acceptacions approbacions ratificacions confirmacions pardons of relesses to theym by us made under oure grete seall of any landes tenementes rentes reversions Manoirs services Knyghtes fees Priories possessions aliens or other possessions spirituell or temporell with the appurtenauncez advousons of Chirches Vicaries Chapels Chaunteries or other benefices of the Chirche what so ever they be pensions porcions or annuiteez wardes mariages Releves or other thing what so ever it be, but that all and every oure lettres patentes to the seid Warden and College or to any of their predecessours and their successours by us made be good and effectuell unto theym and their successours after the purportes and tenours of the same, by what so ever name the seid Warden and College be called in the same, this acte or any other acte made or to be made in this present parlement notwithstanding.

St. Mary
Colleges
of Win-
chester, in
Oxford,

Provided alwey that this acte ordynaunce or any other acte or ordynaunce made or to be made in this present parlement extend not nor be prejudiciall to Thomas Chaundeller Wardeyn and felawes of the College of oure lady of Wynchestre in Oxenford Seint Mary College of Wynchestre in Oxenford commonly called neither to their successours into or for any graunte or grauntes acceptacions approbacions ratificacions confirmacions pardons or relesses to theym by us made under oure grete seall of any Priory Alien Manoirs landes tenementes rentes reversions services fees advousons of Chirches Celles pensions porcions or any other possessions profittes or commoditeez spirituell or temporell or of any other thing what soo ever hit be,

Neither to John Baker Wardeyn and Scolers of the College called Seint Mary College of Wynchestre otherwise called the Warden Scolers and Chapellains of the Colle¹ called Seint Mary College of Wynchestre beside Wynchestre neither to their successours into or for any graunte or grauntes acceptacions approbacions ratificacions confirmacions pardons or relese to theym by us made under oure grete seall of any Priory Alien Chirches Celles Manoirs landes tenementes rentes reversiones services Knyghtes fees advousons of Chirches Vicaries Chapels Chaunteries and other benefices of the Chirche what soever or of any pensions porcions profittes or commoditees and possessions spirituall or temporell or of any other thing what so ever hit be, Neither to Herry Sampson Clerk Provost and Scolers of oure College in oure Universite of Oxenford called the Oryell nor to their successours neither any of theym into or for any graunte or grauntes made to theym by oure lettres patentes of the Manoir and lordshipp of Wadlc and Wykyngesham otherwise called the Maners and lordshippes of Wadeley and Wykyngesham in the Counte of Berk otherwise called the Manoir of Worda with thap-
 purtenauncez or of any parte therof, but that all and every oure lettres patentes to the seid Wardein and felawes or to the seid Wardein Scolers and Chapellains or to the Provost and Scolers by us made been good and of full force in every poynt to theym and to everyche of theym and to their successours accordyng to the tenour purport and effect of the same oure lettres patentes for evermore, by what so ever name or names the seid Wardeyn and felawes or Wardein Scolers and Chapellains or the seid Provost and Scolers or any of theym be called in the same, This acte or any other acte made or to be made in this present parlement notwithstanding.

Provided alwey that this acte ordynauce or any other acte made or to be made in this present parlement extend not nor be prejudiciall to the Maistre or Keper and the Scolers of the College called the Kynges Halle in the

A. D.
1464-5.
and beside
Win-
chester.

Oriel
College.

King's
Hall, Cam-
bridge.

¹ So on the roll.

A. D.
1464-5.

Pembroke
Hall, Cam-
bridge.

St. Mi-
chael's
College,
Cam-
bridge.

universite of Cambrigge of the fundacion of Kyng Edward the iij^{de} oure moost noble progenitour and of oure patronage ne to their successours ne to oure lettres patentes and grauntes made unto theym in or of the advouson or appropriation of the parisshe Chirche of Cesterton of the which they have confirmacion by the Pope Eugeny ne in or of a voide grounde with a conducte therin nowe beyng within the seid College ne in or of XL marc to be taken by hem yerely of the ferme of the Maner of Cesterton by the handes of the Chanons of Bernewell for the tyme beyng in recompence of the clothyng and furies that they and their predecessours have had and taken sethen their fundacion at the grete Wardrobe of oure progenitours after the degrees in Scoles singulerlie of the seid Scolers ne in or of all the londes and tenementes in the Towne of Cambrigge, wherof Henry the sixt in dede and not in right late Kyng of Englund had astate to the use of theym, but that oure lettres patentes and grauntes made unto hem of the premisses generally and singularly be and stonde in their force and effect, Ne to the Wardeyn or Maistre and the Scolers and their successours of the College of Valence Marie Pembroke Halle commonly called within the seid universite of Cambrigge of any graunte made by us to the seid Wardeyn Maistre Scolers and their successours of the Priorie Alien of Linton with all rightes and appurtenauncez therto belongyng and of the Advouson of the Vicariage of the same ne to or of any graunte by us made to the seid Wardeyn Maistre Scolers and their successours of any pension^r which Thabbot of Roiall Lieu late paid unto Thabbot of Pyn otherwise called Pynne Alien beyonde the See for the tenauntes of Saham or for the Chirche of Saham aforesaid beside Ely, Ne to the Maistres and Scolers of the College or H^ous of seint Mychell within oure Universite of Cambrigge of or for oure grauntes by oure lettres patentes to theym and their successours made of and in the Priorie Alien called the Priorie of Wengale with thappurtenauncez in the Counte of Lincoln, but that oure seid lettres be unto the seid Maistre

and Scolers and their successours good effectuell and
 availlable accordyng and after the tenour and purport
 therof, the seid acte or any other acte made or to be made
 in this present parlement notwithstandyng, Ne to the
 Wardein or Maistre and the Scolers and their successours
 of the College of Trinite Halle within oure Universite of
 Cambrigge of any graunte made by us to the seid Wardein
 Maistre Scolers and their successours of A Chapell com-
 monly called the Chapell or Hospitall of Huntyngton with
 all rightes and appurtenauncez therto belongyng, This acte
 or any other acte made or to be made in this present
 parlement notwithstandyng.

A. D.
 1464-5.

Trinity
 Hall, Cam-
 bridge.

Provided alwey that this acte of Resumpcion or Adnulla-
 cion or any acte made or to be made in this present parlem-
 ent extend not nor be prejudiciall to the Provost and
 Scolers of oure College Roiall of oure lady and seint Nicholas
 of Cantebrigge nor to their successours, nor to the Provost
 and College Roiall of oure lady of Eton beside Wyndesore
 nor to their successours in of or for the sytes of the same
 Colleges nor the procinctes of the same or any parcell of
 theym nor in or of any Maners landes tenementes rentes
 reversiones Priorez Aliens pencions porcions annuiteez ad-
 vousement benefices hospitalles or any other possessions
 spirituelx or temporelx with their appurtenauncez which
 they or any of theym have of oure yefte and graunte nor
 to the patronage or possession of the Chirche of Prestecote
 in oure Counte of Lancastre somtyme parcell of oure Duchie
 of Lancastre to the forsaid Provost and Scolers of oure
 College Roiall of oure lady and seint Nicholas of Cante-
 brigge belongyng, but that all grauntes yestes and con-
 firmacions made to theym or to any of theym or to any of
 their predecessours and successours in or of any of the
 premisses be good and effectuell This acte or any other
 acte made or to be made in this present parlement notwith-
 standyng.

(m. 18.)
 King's
 College
 and Eton
 College.

A. D. 1464-5.
(m. 28.)
Roger Grandorge,
and John Tomson.

Provided alwey that this Acte extende not, ne be in eny wise prejudiciall to Roger Grandorge Squier of a graunte made by us unto hym by oure lettres patentes of an Annuite of xxxⁱⁱ li. to be takyn duryng his life of the Priourie of Monkenfarlowe in oure Counte of Wiltes of that annuite of xxxviiiⁱ li. that was assigned to the College of Eton by Henry the vjth late in dede and not of right Kyng of Englonde ne to John Tomson of an Annuite of viij li. residue of the seid xxxviiiⁱ li. graunted by oure lettres patentes to the seid John to be taken duryng his lif of the seid Prioury by the handis of the Priour of the seid Prioury as in oure seid lettres patentes is playnly expressed more at large but that the same grauntes and lettres patentez be and stonde in theire full force and effecte after the purporte of the same the seid acte notwithstanding.

ROT. PARL. 7^o EDW. IV. nu. 8. m. 2.¹

A. D. 1467.

Resumpcio.

MEMORANDUM quod quedam cedula formam cujusdam actus resumpcionis in se continentis ² exhibita fuit in presenti parlamento in hec verba. For dyvers causes . . .

[Restores to the King from the Feast of Easter last past all property granted away by him on and after the fourth of March in the first year of his reign.]

(m. 3.) Provided also that this acte extend not to eny graunte of licence by the Kyng or by eny of the late pretended Kynges Henry the iiijth Henry the vth or Henry the vjth made to eny persone or persones to founde or make eny Fraternite Gylde Hospitall Chauntrie College or Almes-hous or to purchase londes and tenementes for the same or eny of them.

Vol. 5, pp. 572-613 of the printed edition of Rotuli Parliamentorum.

¹ So on the roll for *continens*.

Que quidem cedula transportata fuit Communibus regni Anglie in dicto parlamento existentibus. Cui iidem Communes assensum suum prebuerunt sub hiis verbis. A toutz lez actez et provisions desuis escriptez les Communes sont assentuz. Quibus quidem cedula et assensu in parlamento predicto lectis auditis et plenius intellectis de avisamento et assensu et auctoritate predictis respondebatur eidem in forma sequenti. Le Roi le voet ovesque lez provisions et excepcions sur ceo par luy faitz, les tenours de queux cy apres ensuent. A. D. 1467.
(m. 4.)
Responsio.

[Then follows a proviso which excepts from the Act, along with every kind of ecclesiastical corporation aggregate or sole, from archbishops to parochial clergy, and hospitals]

... Keper or Wardeyn and College and their successours, Keper and College and their successours, Wardeyn and College and their successours Wardeyn and Felawes Wardeyn Scolers and Felawes and their successours, Keper or Maistre and Scolers and their successours, Wardeyn and Scolers and their successours Provost and Felawes and their successours, Provost and College and their successours, Maistre or Provost and Chapleyns and their successours, Maistre or Provost and felawes and their successours, Maistre or Provost Felawes and Chapleyns and their successours, Maistre or Provost and felawes or Chapleyn and their successours, Provost and Scolers and their successours, Provost felawes and Scolers and their successours, Maistre and Felawes and their successours, Maistre and Chapleyns and their successours, Maistre or Provost and Chapleyns and their successours, Rector felawes and Scolers and their successours, President Chapitre of any College and their successours or Chapitre of College or eny Chyrche and their successours, President and Scolers and their successours, President and Scolers hede or governour of any College halle hospitall hous incorporat or any other place and their successours, . . . Proviso for
Colleges.

[The exception also extends to licences to found Colleges and convey lands, &c. to them in mortmain.]

A. D. 1467. This provision in no wyse to be extended to eny yefte or yeftes graunte or grauntes by us made to eny of the persones abovesaid of eny lordshippes Maners londres tenementes hospitall or hospitalles Priories Aliens or possessions aliens wherof neither they nor eny of theym, nor eny of their precessours or predecessours were seased or possessed or had yefte or graunte afore the iiijth day of Marche abovesaid.

(m. 17.)
King's
College,
Cam-
bridge.

Provided alwey that neither this acte of Resumpcion or adnullacion nor any other acte statute provision or ordynauce in this present parlement made or to be made in eny wise be prejudiciall disavauntage or hurt unto the Provost and Scolers of oure College Roiall of oure lady and seynt Nicholas of Cambrigge or to their successours in to or for the Priories Aliens Maners or possessions Aliens of Toftes Lesyngham and Horstede with their appurtenaunce in the Counte of Norffolk yeven to theym and to their successours by oure lettres patentes, but that oure said lettres patentz stand in their force and effecte after the tenoure of theym.

Friars
Minors and
Friars
Preachers.

Provided alwey that this acte of Resumpcion exempcion or adnullacion nor noon other acte made or to be made in this present parlement extend not nor in eny wise be prejudiciall . . . notwithstondyng.¹

King's
Hall, Cam-
bridge.

Provided alwey and except that this acte of Resumpcion or eny other acte made or to be made in this present parlement extend not ne be prejudiciall to the Maistre or Keper of the College called the Kynges Hall in the Universite of Cambrigge of the fundacion of Kyng Edward the iij^{de} oure moost noble progenitour and of oure patronage ne to his successours of viij marcs yerely to be taken for their Clothyng furies and linyng by the handes of the Shirref of the Counte of Cantibrigg ne to the Maistre and Scolers of the said College ne to their

¹ An exception for the Friars Minors and Friars Preachers in the Universities in the same terms as in the Act of Resumption of 4 Edw. 4 (*supra*), with however the addition of an exception for the Friars Preachers of London.

successours ne to oure lettres patentes and grauntes made A. D. 1467.
unto hem. . .¹ this acte or eny other acte made or to be
made in this present parlement notwithstandyng.

Provided alwey that this acte of Resumpcion or Adnul- (m. 22.)
lacion or any acte made or to be made in this present Eton
parlement extend not nor be prejudiciall to the Provost College.
and College Roiall of oure lady of Eton beside Wyndesore
nor to their successours in of or for the Site of the same
College nor the procynthe of the same or any parcell
therof nor in of or for any Maners landes tenementes rentes
Reversions Priories Aliens pensions Annuitecz advousons
benefices hospitalles or any other possessions spirituex
or temporelx with their appurtenauncez which they have
of oure yeste and graunte, but that all grauntes yistes and
confirmacions made to theym or to any of theyre pre-
decessours and successours in of or for any of the premissez
be good and effectuell, this acte or eny other acte made or
to be made in this present parlement notwithstandyng.

Provided alwey that this acte or ordenaunce or any All Souls
other acte or ordenaunce made or to be made in this College.
present parlement extend not nor be prejudiciall to the
Warden and College of the Sowles of all feithfull dede in
Oxenford or to the Warden and College of all Sowles in
Oxenford ne to their successours in for or to any graunte
. . . notwithstandyng.²

Provided alwey . . .

. . . notwithstandyng³

Provided alwey that this acte of Resumpcion or eny (m. 23.)
other acte in this present parlement made or to be made St. Mi-
extend not ne in any wise be prejudiciall to the Maister chael's
and Scolers of the College or hous of scynt Michelles and College,
Cam-
bridge.

¹ An exception with regard to the Church and Manor of Cesterton in the same terms as in the Act of Resumption 4 Edw. 4 (*supra*).

² An exception for All Souls College in the same terms as in the Act of Resumption of 4 Edw. 4 (*supra*).

³ Exceptions for New College, Winchester College, and Oriel College in the same terms as in the Act of Resumption of 4 Edw. 4 (*supra*).

A. D. 1467. their successours in oure Unyversite of Cambrigge as to eny graunte made by us and oure lettres patentes of¹ the seid Maister and Scolers of the said College or hous and their successours of the Priory of Wengale Alien with the appurtenaunce in the Counte of Lincoln.

8° EDW. IV.

A. D. 1468.

IN THE EIGHTH YEAR. *

Anno viij°.

OUR Lord the King, Edward the Fourth after the Conquest, at his Parliament holden at Westminster, the Third Day of June, the Seventh Year of his Reign, and by divers Prorogations and Adjournments continued till the Twelfth Day of May, the Eighth Year of his Reign; the same Twelfth Day, by the Advice and Assent of the Lords Spiritual and Temporal, and at the special Request of the Commons, in the said Parliament assembled, hath made, ordained, and established divers Statutes and Ordinances in the Form following.

NOSTRE Seignur le Roy Edward puis le Conquest quart, a son parlement commencez a Westminster le tierce jour de June lan de son reigne septisme, et par diverses prorogacions et adjournementes jusques le xij° jour de May lan de son reigne oept continuez, mesme le xij° jour de ladvis et assent des Seignurs espirituels et temporels et a la special request des Communez en mesme le parlement assemblez, ad fait ordeigner et establier diverses statutes et ordenaunces en la fourme qensuit.

II.
Former
Laws
against
giving
Liveries
confirmed.

[Chapter II confirms previous Acts against the granting of liveries, and contains provisions for enforcing the penalties. Among the exceptions is the following.]

¹ So on the roll for *to*.

Purueue auxi qe cest ordenaunce .nextende pas au ascune livere done ou a doner au Coronacion du Roy ou Roigne, ou a lastallacion del Archevesqe ou Evesqe, ou ereccion creacion ou mariage dascun Seignur ou Dame destate, ou au creacion des Chevaliers de la Bathe, ou au ascun commencement dascun Clerk en ascun Universite, ou au creacion des Sergeantz de ley, ou a doner par ascun Gilde Fraternite ou mestiere corporez, ou par le Maire ou Viscontz de Loundres, ou ascun Maire ou Viscont ou autre chief Officer dascune Citee Burgh Ville ou Port de cest Roialme, pur le temps esteant ou esteantz, durant cell temps et pur lour office ou occupacion excutant ;

Provided also, That this A. D. 1468.
Ordinance do not extend to Exception, from this Act, of particular Occasion.
any Livery given or to be given at the King's or Queen's Coronation, or at the Stallation of an Archbishop or Bishop, or Erection, Creation, or Marriage of any Lord or Lady of Estate, or at the Creation of Knights of the Bath, or at the Commencement of any Clerk in any University,¹ or at the Creation of Sergeants in the Law, or to give by any Guild, Fraternity, or Mystery corporate, or by the Mayor and Sheriffs of the City of London, or any other Mayor, Sheriff, or other chief Officer of any City, Borough, Town, or Port of this Realm of England, for the Time being, during that Time, and for executing their Office or Occupation ;

RÖT. PAT. 49° HEN. VI. m. 8.²

Pro Abbatisa de Syon.

A. D. 1470.

Rex omnibus ad quos &c. salutem Inspeximus quandam petitionem nobis in presenti parlamento nostro apud West-

¹ There is no exception in favour of clerks in universities in the confirming Act 19 Hen. 7. c. 14., though Sergeants at Law, Fraternities, &c., and Mayors, Sheriffs, &c., are excepted. This Act was repealed by 3 Car. 1. c. 5. s. 8. [c. 4. s. 27., Ruff.].

² This patent appears to be the only existing record of the Act of Parliament recited therein. It is printed Vol. 5, pp. 456, 457, of the published edition of Rotuli Parliamentorum.

A. D. 1470. monasterium vicesimo sexto die Novembris ultimo preterito inchoato et tento per Abbatissam et Conventum Monasterii sancti Salvatoris sanctarumque Marie Virginis et Birgitte de Syon ordinis sancti Augustini sancti Salvatoris nuncupati in Comitatu Middlesex exhibitam et in filiciis Cancellarie nostre residentem in hec verba: To the Kyng our soveraigne lord. Besechyn mekely your humble and perpetuell bedefolkes the Abbesse and Covent of your Monasterye of seynt Savyour and seyntys Mary the Virgyn and Birgitte of Syon and of the order of seynt Austyn of seynt Savyour called in the Counte of Middlesex the which is of the fundacion of the most cristen and victorios Prynce of blyssed memorie Kyng Henry the vth your noble progenitour and Fadir whom god assoile, that it please your Highnes of your most habundaunt and benygne grace be the avyse and assent of the lordys spirituall and temporall and of the comons in this your present parliament assembled and by auctorite of the same to ordeigne provyde establissh and ennacte that no peticion statute ordynaunce or acte of resumpcion restitution revocation or adnullacion made or to be made in this your present parliament extend hurte or in any wyse be prejudiciall to the Abbesse and Covent of the seid Monasterie nor to their successours in of to for or touchyng any gifte graunte or grauntez assignacions ratifications confirmacions reformacions or relese by you soveraigne lord or by your seid noble progenitour your fadir or by the deputees or feffees of your seid fadir or by any other persone or persones had, or made by any lettres patentes or by auctorite of any parliament or by any dede or dedys to the seid Abbesse and Covent and their successours or to their predecessours and the successours of them or to any of them in or of any Priories aliens lordeshippes Maners londes tenementys rentys revercions feefermes annuitees pencions porcions frutys of Chirches apportes knyght fees advousons of Chirches Chapels Chaunteryes and othir benefycys of holy Chirche or in or of any other possessions hereditamentys with their appurtenaunce or othir thyngis

what so ever they ben in ony maner wyse. And over that A. D. 1470.
 that all maner gyftes grauntes assignacions ratificacions
 confirmacions reformacions and relessez and every of them
 by you or by your seid noble progenitour and fadir the
 deputies feffees or assignees of your seid fadir or by any
 of them or by ony other persone or persones by lettres
 patentes or actys of parliament dede or dedys to the seid
 Abbesse and Covent and to their successours, or to any
 of the predecessours of the seid Abbesse and Covent and
 to their successours or to ony of them of or in ony of the
 premisses or of any parcell of them made be unto the seid
 Abbesse and Covent now beyng and to their successours
 and to every of them as good and effectuell as the seid
 grauntes ratificacions confirmacions reformacions or relesse
 or ony of them at ony tyme were; ony graunte or grauntes
 by lettres patentes or actis of parliament by Edward the iiiijth
 late by usurpacion Kyng of Englund to the seid Abbesse
 and Covent and their successours or to their predecessours
 and the successours of them made, or ony admission
 acceptacion or benefice takyng of or by the seid lettres
 patentes or actes or of ony thyng in them or ony of them
 conteyned notwithstanding. And more over that hit please
 your seid good grace by advise auctorite and assent above-
 seid to ordeigne establissh and ennacte that all giftes and
 grauntes by ony lettres patentes actes of parliament dede
 or dedes made by you soveraigne lord or by ony othir
 persone or persones to the Proveste and Scolers of your
 Colage Roiall of seint Mary and seint Nicholas of Cante-
 brygge or to the seid Provest and Scolers by the name of
 Provost and Scolers of your Colage Roiall of seynt Mary
 and seynt Nicholas of Cantebrygge and their successours
 or to ony graunte made to the Rector and Scolers of your
 Colage roiall of seynt Nicholas of Cantebrygge and their
 successours by what name or names they be named incor-
 porate or called or to you soveraigne lord or to ony othir
 persone or persones, to their use of the Pryorye of the
 Mounte of seynt Michell othir wyse called seynt Michell
 Mounte in the Counte of Cornewail with the appurte-

Revocation
 of Grants
 to King's
 College,
 Cam-
 bridge.

A. D. 1470. nauncez of the manere of Tileshide some tyme parcell of the Abbey of Caen with all the appurtenaunces of the Manere of parsonage of Felstede, with the appurtenaunce of a soyle and a grownde of wode callid Blakeley other wyse called Blakeholley and of the same wode with the appurtenaunces in the Counte of Essex which were also parcell of the seid Abbey of Caen of all the landes tenementys and possessions whiche were some tyme of the Abbey of seynt Nicholas of Aungeoy in the counte of Buk and also in Spaldyng in the Counte of Lincoln and of all maner of frutys comyng of the chirch of Cosham in the Counte of Wiltes with all their rightys and appurtenaunces or of any parte of eny the premisses be voide and of non effecte by what name or names the seid Pryorie or any of the same premisses be named or called And that your seid besechers and their successours may have hold kepe and enyoye to them and to their successours all the same Priorye Maners parsonages soyle grownde and wodys landys tenementis possessions frutes and every parte of them what so ever to geder with all maner hundredes letes Courtes wapentakes Vewes of frankeplegge Maners landys tenementis possessions rentys services sutes Villeyns cherches porcions pensions annuities almesis knyght fees advousons of cherches Vicariages Chapels Priories hospitals and other benefices of the chirche what so ever libertees fraunchises and othir commoditees and profites what so ever to the seid Priorye Maners parsonage landys tenementis possessions and frutes or any of them in any wyse apperteynyng appendaunt or belongyng. And your seid besechers shall tendirly pray god for the gode astate and prosperite of your most noble persone and of this your noble realme in prosperite long to endure. Savyng to every of the Kyngys liege men englyssh born other than the seid Provost and Scôlers of the seid College roiall of seynt Marye and seynt Nicholas of Cantebrigge and their successours all such right and title as they or any of them had in or to any of the premisses the first day of this present parlement or any tyme sith.

Inspeximus eciam quandam assensum eidem petitioni per

Communes regni nostri Anglie in eodem parlamento ex- A. D. 1470.
 istentes factum et in petitione predicta specificatum in hec
 verba. A cest bille les Communez sont assentuz Inspexi-
 mus insuper quādam responsionem ad eandem petitionem
 per nos de avisamento et assensu dominorum spiritualium
 et temporalium in eodem parlamento similiter existencium
 ac auctoritate ejusdem parlamenti factam et in dorso
 ejusdem petitionis insertam in hec verba. Le Roy le voet
 Nos autem tenores petitionis assensus et responsionis pre-
 dictorum ad requisicionem predictorum Abbatis et Con-
 ventus duximus exemplificandos per presentes. In cujus
 &c. Teste Rege apud Westmonasterium vicesimo primo die
 Februarii.

ROT. PARL. 12° EDW. IV. nu. 36. m. 20.¹

Pro Cancellario et Scolaribus Universitatis
 Oxoniensis.

A. D. 1472.

ITEM quedam alia peticio exhibita fuit eidem domino
 Regi in parlamento predicto per Cancellarium et
 Scholares universitatis in Villa Oxonia in hec verba.

To the kyng oure aller soveraigne liege lord. Mekely
 besechen unto your highnes your humble Oratours and
 subgiettes the Chaunceler and Scolers of the universite in
 your Toune of Oxonford that where ye by your lettres
 patentes beryng date the third day of Juyl in the first
 yere of your moost noble reigne recityng by the same
 among other that where among certeyn liberties and
 privileges by charters of your moost noble progenitours
 sumtyme kynges of Englonde graunted unto the Chaun-
 celler and Scolers of the said universite it hath be graunted
 unto theym that the same Chaunceller shuld have forever-
 more the keypyng of assise of brede wyne and Ale and
 correccion and punicion therof within the said Toune of
 Oxonford and the subarbes of the same with synes amer-
 ciamentes and other profittes growyng in that behalf yeldyng
 to your said progenitours and their heires Cs. yerely, of your

Recital of
 grants of
 the assize
 of bread,
 wine, and
 ale, within
 Oxford
 and the
 suburbys,
 at a fee
 farm rent
 of 100s ;
 and of the
 remission

¹ Vol. 6, pp. 33, 34, of the printed edition of Rotuli Parliamentorum.

A. D. 1472. grace especiall yave graunted remitted and released for you
of the said and your heires, to the said Chaunceller and Scolers and their
rent; successours the said C^s. yerely to you and to your heires to

(m 19.) be payed to be had and perceyved unto the same Chaunceller and Scolers and their successours to the comen profite of the said universite, for evermore So that they and their successours shuld pay unto your highnes, and to your heires at thescheker for the said kepyng and punicion *i.d.* only withoute more at the fest of Seynt Michell forevermore as in the said your lettres patentes therof is conteyned more at large¹, the which graunte remyssion and relese been resumed and voide for lak of certeyn provisions uppon certeyn actes of Resumpcion hereafore made

which remission is void under Acts of Resumption.

Prayer, that the said remission may stand good.

Pleas it your said highnes of your moost noble and habundaunt grace for the especiall wele and relief of the said Scolers by thassent of the lordes spirituall and temporell and of the Commens of this your Reame in this your present parlement assembled and by auctorite of the same to ordeyne and establissh that the said graunte remission and relese and your said lettres patentes beryng date the said third day of Juyl as to the same graunte remyssion and relese in theym especified be goode available and effectuell and auctorisid by auctorite of this your present parlement any acte of Resumpcion or other acte made or to be made, in this parlement or any other parlement afore this tyme holden whatsoever notwithstanding. And the said Scolers shall pray contynuelly, for the preservation of your moost noble and Roiall estate.

¹ Henry the Third by a charter of the thirty-second year, and again by another charter of the thirty-ninth year of his reign, granted *inter alia* to the University that the Chancellor or his deputy should have the right to be present at the trial and assize of bread and ale. Edward the Third by a charter of the twenty-ninth year of his reign granted *inter alia* to the Chancellor and his successors, his and their deputies, the sole right of keeping the assize of bread, wine, and ale in the city and suburbs, of correcting offenders and receiving the fines and other profits, paying one hundred shillings yearly to the King's Exchequer. Henry the Fourth by a charter of the first year of his reign remitted the annual payment to the Exchequer, substituting a payment of one penny only. The charter of Edward the Fourth to which this Act refers ignored the charter of Henry the Fourth, but regranted the remission in the same terms.

Qua quidem petitione in eodem parlamento lecta audita A. D. 1472.
et mature intellecta de assensu dominorum spiritualium
et temporalium ac Communitatis regni Anglie in dicto
parlamento existencium ac auctoritate ejusdem responde-
batur eidem in forma que sequitur: Soit fait come il est The King's
assent.
desire.

ROT. PARL. 13^o EDW. IV. nu. 6. m. 20.¹

Actus resumpcionis.

A. D. 1473.

MEMORANDUM quod quedam billa formam cujus-
dam actus resumpcionis sub certis formis condi-
cionibus et excepcionibus fiendi in se continens una cum
duabus cedulis eidem bille annexis prefato domino Regi
in presenti parlamento exhibita fuit sub eo qui sequitur
tenore verborum.

FOR dyvers causes . . .

[Restores to the King from the Feast of St. Thomas the
Apostle, 1473, all property of which he was seised or
possessed on the 4th of March in the first year of his
reign, or of which his father was seised on the 29th of
December in the thirty-ninth year of Henry the
Sixth.]

PROVIDED ALSO that this acte or any other acte made Founders
of guilds,
fraternitys,
&c.
or tobe made in this present parlement or any thyng in
any of theym conteigned extend not nor be prejudiciall
to any graunte of licence or graunte by the Kyng or by
any of the late pretended Kynges made to any persone or
persones to founde or make any Fraternyte Gild Hospitall
Chaunterie Collage Almeshous Abbey or Priory or to pur-
chase any landes tenementes or advousons or to appropre
any Chirch and the same to hold in propre use for or to
theym or any of theym ; . . .

Que quidem billa et cedula Communitatibus regni (m. 19.)
Anglie in dicto parlamento existentibus transportate
fuerunt; quibus eodem Communitates assensum suum

¹ Vol. 6, pp. 71-98, of the printed edition of *Rotuli Parliamentorum*.

A.D. 1473. prebuerunt sub hiis verbis. A cest bille et a les deux cedules a ycell annexe les Communez sont assentuz. Quibus quidem billa cedulis et assensu in parlamento predicto lectis auditis et plenius intellectis de avisamento et assensu dominorum spiritualium et temporalium in dicto parlamento similiter existencium ac Communitatis predictae respondebatur eisdem in forma hic subsequenter inserta.

Responsio. As touchyng this bill of Resumpcion and the other acte above specified concernyng assignacions made by the kyng and the fourme of paymentes of his dettes and all thynges comprised in either of the same bille and acte and the other matiers and articles above specified, the kynges highnes hath well conceyved and understond the same; and by thadvise and assent of the lordes spirituall and temporell and the Commens beyng in this present parliament and by the auctorite of the same theym hath accepted and agreed: Soo alwey that such provisions and excepcions as by his highnes be or shalbe made and agreed and duryng the tyme of this present parliament put in wrytyng to or uppon the premisses be goode and effectuell the said bille or acte or any other the premisses notwithstanding for the equyte and rightwys reward that the kyng entendeth to doo to every of his subgiettes for his merites which shalbe to the pleasure of god and honour of his highnes and the wele of all his land and people.

All Arch-
bishops,
Bishops,
Abbotts,
Abbeses,
&c.

[The Act contains the usual saving in favour of ecclesiastical corporations of every kind and provides that it shall not extend to, *inter alios*,]

any Chaunceller and Scolers of any universite and their successours, . . . Keper or Wardeyn and College and their successours, or to any Wardeyn and College and their successours, Wardeyn and Felous and their successours, Wardeyn Scolers and Felous and their successours, Keper and Felous or Scolers and their successours, Keper or maistre and Felous or scolers and their successours, Keper or maistre and scolers and their successours, Wardeyn and Scolers and their successours Wardeyn

scolers and Chapeleyns and their successours, Provost and Felous and their successours Provost and Collage and their successours Provost and Scolers and their successours Provost Felous and Scolers and their successours Maistre and felous and their successours, Maistre or Provost and Chapeleyns and their successours, Maistre or Provost and Felous and their successours, Maistre or Provost Felous or Chapeleyns and their successours, or to any of theym and their successours Maistre or Provost Felous and Chapeleyns and their successours Maistre or Chapeleyns and their successours, Maistre and Provost and Chapeleyns and their successours, Rector Felous and Scolers and their successours, President and Chapitre of any College and their successours, or Chapitre of College of any Chirch and their successours, President and Scolers and their successours, President and Scolers hede or governour of any College hall hospitall hous incorporat or any other place and their successours,

[There is also as in previous Acts an exception for licences to found Colleges, and convey lands, &c. to them in mortmain.]

PROVIDED alwey that this Acte of Resumpcion or any other acte or actes made or tobe made in this present parlement extend not nor be prejudicall or hurte to the Provost and Scolers and to their successours of oure College in oure Universite of Oxon called the Oriell in to or for any graunte or grauntes made to theym and to their successours by oure lettres patentes of or for the Manere of Waddele and Wykyngesham otherwise called the Maneres of Waddeley and Wykyngesham in the Countee of Berkshire otherwise called the Manere of Worda with the appurtenaunces of of any parte therof but that oure seid lettres patentes be goode and effectuell to the seid Provost and Scolers and to their successours for evermore the seid acte or actes made or tobe made into the contrarie notwithstanding.

(m. 16.)
Oriall Col-
lege in
Oxford.

A. D. 1473.
College
Wyn-
chestre.

PROVIDED alwey that this Acte or ordenaunce or any other acte or ordenaunce made or tobe made in this present parlement extend not nor be prejudiciall to Thomas Chaundeller, Wardeyn and Scolers of the College of oure lady of Wynchestre in Oxenford Seynt Marie College of Wynchestre in Oxenford comynly called, otherwise called Thomas Chaundeler Wardeyn and Felowes of the College of oure lady of Wynchestre in Oxenford comynly called of the fundacion of that wørshipfull Fader William Wykeham sumtyme Bisshopp of Wynchestre neither to their successours into or for any graunte or grauntes acceptacions approbacions ratificacions confirmacions pardons or relesses to theym by us made undre oure grete seall of any Priory alien Maners londes tenementes rentes reversions services fees advousons of Chirches Celles pensions porcions priveleges liberties Fraunchises Eschetes Custumes or any other possessions profittes or commodites spirituall or temporall or of any other thyng whatsoever it be neither to John Baker Wardeyn and Scolers of the College called Seynt Marie College of Wynchestre beside Wynchestre otherwise called the Wardeyn Scolers and Chapeleyns of the College called Seynt Marie College of Wynchestre beside Wynchestre Also of the fundacion of the forseid worshipfull Fader William Wykeham neither to their successours into or for any graunte or grauntes acceptacions approbacions Ratificacions confirmacions pardons or Relesses to theym by us made undre oure grete seale of any Priory alien Chirches, Celles Maners londes tenementes Rentes reversions services knyghtes fees advousons of Chirches vicaries Chapelles Chanteries and other benefices of the Chirch whatsoever it be, or of any priveleges liberties Fraunchises Eschetes Custumes pensions porcions profittes or commoditees and possessions spirituall or temporall or of any other thyng whatsoever it be but that all and every of oure lettres patentes to the seid Wardeyn and Scolers or Wardeyn and Felowes of Seynt Marie College of Wynchestre in Oxenford or to the seid Wardeyns and Scolers or to the seid Wardeyn Scolers

and Chapeleyns of Seynt Marie College of Wynchestre A. D. 1473.
 beside Wynchestre by us made been goode and of full
 force in every poynt to theym and everych of theym and
 their successours accordyng to the tenure purport and
 effecte of the seid lettres patentes for evermore by what-
 soever name or names the seid Wardeyn Felowes and
 Scolers or the seid Wardeyn Scolers and Chapeleyns or
 any of theym be called in the same this acte or any other
 acte made or tobe made in this present parlement
 notwithstanding.

PROVIDED alwey . . . notwithstanding.¹

College of
 our Lady
 at Eaton.

PROVIDED also that this acte of Resumpcion or adnul-
 lacion extend not nor be prejudiciall in any wise unto the
 Priour and Covent of the ordre of freer Prechours in oure
 Universite of Oxonford by what name soever they be
 called in or of a graunte made by us unto theym of L mark
 tobe taken yerely of oure almes at the Receipt of oure
 Eschequer duryng oure pleasure Nor unto the Wardeyn
 and Convent of the ordre of freers mynours in oure seid
 Universite of Oxonford by what name soever they be
 called in or of a graunte made by us unto theym of
 1. marke tobe taken yerely of oure almes at the Receipt
 of oure Eschequer duryng oure pleasure Nor unto the
 Priour and Convent of the ordre of freers Prechours in oure
 Universite of Cambrigge by what name soever they be
 called in or of a graunte made by us unto theym of
 xxv marke tobe taken yerely of oure almes at the
 Receipt of oure Eschequer duryng oure pleasure Nor unto
 the Priour and Convent of the ordre of freers Prechours
 in oure Cite of London by what name soever they be
 called in or of a graunte made by us to theym of xx li. tobe
 take yerely at the receipt of oure Eschequer but that oure
 seid graunte and severall letters patentes theruppon made

(m. 10.)
 Prior and
 Convent of
 freer
 prechers
 in Oxford
 and in
 Cambrige
 and in
 London.
 Warden
 and convent
 of freers
 mynours in
 Oxford.

for almes
 of the
 King's
 chequer.

¹ An exception for Eton College in the same terms as in the Act of Resumption of 7 Edw. 4 (*supra*), the only variation worth noting being the insertion after the word 'appurtenances' of the words 'the reversion of any of the premisses'.

A. D. 1473. be goode and effectuell to every of theym after the tenures and purportes of the same the seid acte notwithstanding.

(m. 9.)
Colage of
our Lady
and St.
Nicolas in
Cambrige.

PROVIDED alway that neither this Acte of Resumpcion or adnullacion nor any other acte statut provision or ordenaunce in this present parlement made or tobe made in any wise be prejudiciall disavauntage or hurt unto the Provost and Scolers of our College Roiall of oure Lady and Seynt Nicholas of Cambrige or to their successours, in to or for the Syte and Procyncte of oure seid College or to any parcell therof or to any Maners londes tenementes rentes revercions Priories aliens pensions porcions annuytees advousons benefices hospitals or any other possessions spirituelx or temporelx with their appurtenaunces which they have of oure yeft or graunte, or to the Patronage or possession of the Chirch of Prescote in the Counte of Lancastre sūmtyme parcell of oure Duchie of Lancastre or to the Advousons of the Chirches of Ryngwode and of Fordryngbrige in the Counte of Suthampton, or to an Inne mansion place or beledyng with thappurtenaunces liyng in the Warde of Baynardes Castell in the Citee of London, of the which premysses the seid Provost and Scolers ar possessed or to the Advouson and patronage of the Chirch or Prebend of Chalke with thappurtenaunces in the Counte of Wylshire or to the Advouson of the Chirch of Hadshogh in the Counte of Norffolk parcell and appurtenaunce of the Priorie alien of Toftes Monachorum in the same but that all grauntes yestes and confirmacions made to the seid Provost and Scolers and to their successours or to any of their predecessors and successours in or of any of the premisses bee goode and effectuell, this acte or any other acte statut or ordenaunce made or tobe made in this present parlement notwithstanding.

(m. 7.)
Roger
Rothram
master
kings

PROVIDED alway that this acte of Resumpcion or any other acte ordenaunce or provysion made or tobe made in this present parliament extend not nor in any wise be pre-

judiciall disavauntage derogacion or hurte unto oure wel-
 beloved Maistre Roger Rotheram Maistre of oure College <sup>A.D. 1473. hall
 college, Cambrige.</sup>
 called the Kynges Halle within oure Universite of Cambrigge
 in to of or for any graunte or grauntes by us to hym made
 by oure lettres patentes by whatsoever name or names the
 said Roger be named or called in the said lettres patentes,
 but that the same lettres patentes and every thyng in
 theym comprised be unto the said Roger goode and
 effectuell accordyng to the tenour purport and force of the
 saide oure lettres patentes, the said acte or any other actes
 of this present parlement to the contrarie made notwith-
 stondyng.

ROT. PARL. 17 EDW. IV. nu. x, or 36. m. 1.¹

Concerning the Residence of Irishmen.

A. D. 147

ITEM UNE PETITION fuist baille en le dit parlement de
 par les lieges et subgiettes enhabitauntes et commo-
 rantz deinz la terre nostre dit Seignur le Roy Dirlond le
 tenour de quell ovesqe sa respounce cy ensuet.

To the kyng oure liege lord . . .

[Recites that a rebellion has broken out in Ireland.]

Pleas it therfore the same your highnes in consideracion
 of the premysses by thadvis and assent of the lordes
 spirituelx and temporelx and the Comons of this your
 Reame in this your present parlement assembled and
 by auctorite of the same to ordeyne enacte and establissh
 that all maner of persones temporell born within the said
 lond of Irlond havynge possessions within the said lond
 of Irlond dwellyng within this your said Reame Except
 lordes and lordes childern born in the said lond of Irlond
 And also all the childern born in Irlond of any persone
 or persones born in Englund which persone or persones
 passed oute of this Reame into the said londe of Irlond

¹ Vol. 6, p. 192, of the printed edition of Rotuli Parliamentorum.

A.D. 1477. in your service or in the service of the high and myghty Prynce of ryght noble memorie your Fader or, with any of the lieutenautes of the same land or to theym or any of theym thider resortyng in the same tyme And the Studentes in the Universitees of Oxon and Cambrigge and in your lawes at London within xl dayes after proclamacion made of this acte, Adresse theym to the said londe of Irlond to the resistance of the said Iryssh Ennemyes and Englissh Rebelles in salvaçion of the same lond. . . .

Responsio. Le Roy le voet, ovesqe cest excepcion . . .

[The exception is in favour of Hugh Bryce.]

ROT. PARL. 1^o HEN. VII. PARS SECUNDA.¹

A. D. 1485. Rotulus Parliamenti tenti apud Westmonasterium Septimo Die Novembris Anno Primo Henrici Septimi in quo continetur Actus Resumpcionis cum Provisionibus et Excepcionibus.

(m. 1.) **M**EMORANDUM quod quedam peticio prefato domino Regi in presenti parlamento per Communitates regni Anglie in eodem parlamento existentes formam resumpcionis cum certis provisionibus et excepcionibus in se continens exhibita fuit sub verbis sequentibus.

(m. 3.) Qua quidem petitione in parlamento predicto lecta audita et matura deliberacione intellecta de avisamento et assensu dominorum spiritualium et temporalium in dicto parlamento similiter existentium et ad supplicacionem communitatis predictae necnon auctoritate ejusdem parlamenti respondebatur eidem in forma sequenti. Respõsio.

Responsio. As touchyng this byll of resumpcion the kinges highnes hath well conceyved and understond the same hath therefore by thadvyce and assent of the lordes spirituelx and

¹ Vol. 6, pp. 336-384, of the printed edition of Rotuli Parliamentorum.

temporelx and Commens beyng in this present parlement A. D. 1485.
 and by thauctorite of the same it accepted and agreed
 So alwey that suche provisions and excepcions as by his
 highnes be or shall be made and agreed and duryng the
 tyme of this present parlement put in writtyng to or
 uppon the premisses be gode and effectuell the said byll
 or act or any other the premisses not withstanding for the
 equityte and rightwys rewarde that the King entendeth to
 do to every of his subgiettes for his merites whiche shall be
 to the pleasure of god and honour of his highnes and the
 wele of all his londe and people the tenours of whiche
 provisions herafter enseuen.

[The Act has the usual saving for ecclesiastical corpora-
 tions and hospitals and provides that it shall not
 apply to *inter alios*]

. . . Keper and Warden and College and their succes- Proviso for
Ecclesi-
astical
Corpora-
tions and
Colleges.
 sours or to eny Warden and College and their successours
 Warden and felowes and their successours Warden felowes
 and Scolers and their successours, Keper or Maister and
 felows or Scolers and their successours Keper or Maister
 and Scolers and their Successours, Warden and Scolers and
 their Successours Warden Scolers and Chapellaynes and
 their successours provost and Chanons and their succes-
 sours Provost and felowes and their successours Provost
 and College and their successours Provost and scolers and
 their successours Provost felowes and Scolers and their
 successours Maister and felowes and their successours
 Maister or Provost and Chapellayns and their successours
 Maister or Provost and felowes and their successours
 Maister or Provost felowes or Chapellayns and their suc-
 cessours or to eny of theym and their successours Maister
 or Provost felowes and Chappelayns and their successours
 Maister and Chapellayns and their successours Maister and
 Provost and Chapellayns and their successours Rector
 felowes and Scolers and their successours President and
 Chapitre of eny College and their successours or Chapitre
 of College of eny Church and their successours President

A. D. 1485. and scolers and their successours President and Scolers hede and Governour of eny Colledge hall hospitall house encorporate or eny other place and their successours

[nor to any gifts or grants of lands, privileges, &c., to the excepted corporations; nor to licences to found or endow them with lands, &c., to be held in mortmain.]

. . . So that the seid provision be not available to any licence graunte or grauntes made by Richard the third late in dede and not in right kyng of Englund other then suche as be provided in the seid act of Resumpcion.

(m. 9.)
Bishop of
Win-
chester, and
Magdalen
College,
Oxford.

Provided alway that this acte of Resumpcion nor noon other acte made or to be made in this present parliament extend not nor be prejudiciall to William Bisshopp of Wynchestre nor to his successours nor to the President and Scolers of the Colledge of Seynt Mary Magdalen in the universite of Oxford and their successours to or for any graunte or grauntes or licence made to theym or to any of theym by lettres patentes of Kyng Henry the sixt or Kyng Edward the iiijth.

(m. 11.)
King's
Hall, Cam-
bridge.

Provided alway that this acte of Resumpcion or adnullacion made or to be made in this present parliament extend not nor be prejudiciall to the maister or keper and Scolers of oure Colledge called ye Kynges Halle within oure Univer-site of Cantebrigge nor to their successours in or of any lettres patentes of xl marc by yere to theym and their successours made and graunted by King Edward the iiijth to have and perceyve the seid somme of the fee ferme of the Manour of Chesterton in the Countie of Cantebrigge by the handes of the Chanons of Bernwell and their successours at the festes of Seynt Michell and Ester by evyn porcions in recompence of clothyng and furies whiche the predecessours of the seid maister or keper and Scolers yerely

ayenst the fest of the Nativite of oure lord god sith the fundacion of oure the seid College had at the greate Wardrobe of oure noble progenitours by the handes of the keper of the same for the tyme beyng any acte or ordinaunce for the provost and felowes and scolers of the College of oure lady and seynt Nicholas within oure seid universite or for eny other to the contrary made or to be made in this present parliament in enywise notwithstanding Nor in or of any graunte or grauntes made to theym and their successours by oure most blessed uncle Kyng Henry the sixt Nor to Maister Christofer Urswyke oure Awmener nowe maister or keper of oure seid College in or of oure lettres patentes of viij marc by yere made and graunted unto hym for tweyn Roobes oon furred and oon lyned to have and to perceyve it for terme of his lyf of the issuez and prouffites commyng and growyng of oure Counties of Cambrigge and Huntyngdon by thandes of the Shireffes of the seid Shires for the tyme being, but that all the said grauntes to theym and to hym joyntly and severally in and of the premisses or eny of theym be to theym and hym and their successours good and effectuell accordyng to the tenour and purport of the same this acte or any other acte made or to be made in this present parliament notwithstanding.

4^o HEN. VII. CHAPTER V

AN ACT to make voide lettres patentes made to Abbottes Pryors and others for gathering and paying of dysmes.

A. D.
1488-9.

[Among a number of Provisoos entered on the Inrollment, after the Royal Assent to this Act, printed by the Record Commissioners in their Edition of the Statutes of the Realm, but not inserted in any MSS. or other printed copies of the Statute of this Year, is the following.]

A. D.
1488-9.
Proviso for
Warden
and
Scholars
of the
Colleges of
our Lady
of Win-
chester in
Oxford,
and beside
Win-
chester ;

Provyded alwey that the acte of adnullacion or void-
aunce of lettres patentes of exempcion of payment or
colleccion of dysmes or subsidies, ne eny thyng therin
conteyned, ne eny other acte made or to be made in this
present parliament, be not in enywise hurtfull ne preju-
diciall to the Warden and Scolers of the Colledge of oure
Lady of Wynchester in Oxenford, ne to their Successours,
ne to the Warden and Scolers of the Colledge of oure
Lady of Wynchester beside Wynchester ne to their suc-
cessours, ne to the hurt nor avoidaunce of eny lettres
patentes, made to eny of theym or to the predecessours
of eny of theym, of eny discharge or relees of payment
or colleccion of dymes subsidies taske or eny other thyng
or of eny other thynges ; but that all lettres patentes,
made to theym severally or eny of theym, by us or eny
of oure progenytours or predecessours Kynges of Englund,
be good and effectuell after the tenour and purport of the
same, aswell to the seid Warden and Scolers of the Col-
legge of our Lady of Wynchester in Oxenford and their
successours, as to the seid Warden and Scholars of the
Collegge of oure Lady of Winchestre beside Wynchester
and their successours, by what name or names they or eny
of theym been called, the seid acte ne eny other acte made
or to be made in this present parliament not withstondyng.

ROT. PARL. 4^o HEN. VII. nu. 29. m. 10.

[4^o HEN. VII. *Cap.* 20., Ruff.¹]

Pro Collegio Animarum in Oxonia.

ITEM quedam alia peticio porrecta est Domino Regi in
parlamento predicto per Gardianum et Societatem Col-
legii omnium Animarum in Oxonia, cujus tenor sequitur et est

¹ The title only, 'An Act for the College of *All Souls* in *Oxford*', is given by Ruffhead in his table of Private Acts for the year. The Act is in the printed edition of *Rotuli Parliamentorum*, Vol. 6, p. 450.

talis To the Kyng oure Sovereign lorde: Humbly shewith
 to youre highnesse, youre contynuall Oratours and true
 bedemen the Warden and felyshipp of Allsowlen College
 in Oxforde, that where youre dere uncle of noble memorie
 Herry the vijth late Kyng of Englund whos Sowle god assoile
 and other to his use beyng seased of dyvers lordshippes
 Maneres londes tenementes possessions and other heredita-
 mentes, of his godly disposicion and blessed mynd founded
 the seid College and to the contynuell sustentacion of the
 same yave and graunted to Maister Richard Andrewe then
 Warden of the seid College and to the same College by
 the name of Richard Andrewe Warden and College of the
 Sowles of all feythfull ded people of Oxonford by the
 which name the seid College is corporat and to their suc-
 cessours, by dyvers lettres patentes certeyn of the same
 lordshippes Maners londes tenementes possessions and
 other hereditamentes, and by other his lettres patentes
 dyverse libertiees privelegies and immunites as in the
 seid severall lettres patentes reddy to be shewed more
 playnly is conteyned, all which lordshippes Maners tene-
 mentes londes possessions hereditamentes liberties Fran-
 chesies priveleyges and immunitytes the seid then Warden
 and College and their successors successively and con-
 tynuelly have had and enyoied accordyng to the tenours
 of the seid lettres patentes unto the tyme that by a generall
 acte of resumpcion made in the parliament begon and
 holden at Westminster the iiiith day of Novembr the first
 yere of the raigne of the full noble prince Edward the
 iiijth late kyng of Englund dyvers of the same londes tene-
 mentes possessions hereditamentes lordshippes liberties
 priveleges and other thynges specified in the seid severall
 lettres patentes were resumed and seaseid into the handes
 of the seid late Kyng Edward and the seid lettres patentes
 therof voide not only to the great inquyetacion and hurt
 of the Warden of the seid College for the tyme beyng and
 of the same College but also to the utter adnullacion of the
 same on lesse remydie be to theym provyded in this behalve;
 How be yt the Wardeyn and College abovesaid have at all

A. D.
1488-9.

Endow-
ment of
All Souls
College by
Henry 6.

Act of
Resump-
tion
1 Edw. 4.

A. D.
1488-9.

Title of
College
confirmed.

tymes occupied the premissis and therof taken the profytez contynuelly sith the fundacion of the same College unto nowe right late that they be enquyeted by processe made out of your Eschequer upon the seid resumpcion Hit may please your highnesse of youre most noble and haboundaunt grace in consideracion of the premyssez for the sure Establisshment of the seid College and remedy in that behalfe by thadvyse and assent of the lordes spirituall and temporell and the Comens in this youre present parlyament assembled and by auctorite of the same to ordeyne enacte and stablissh that the Wardeyn and College above seid by what name so ever they be corporat and their successours have and enyoie for evermore all the lordshippes Maners londis tenementes possessions hereditamentes yeftis grauntez lyberties Fraunchesies pryveleges and immunitytes and all other thynges specified in any and every lettres patentes made by youre seid blessed uncle to theym or to eny of theyr predecessours by what name or names so ever they be called in the same accordyng to the tenour and purport of the same lettres patentes with the issues and profites of all the same fro the tyme and tymes of the makyng of the seid lettres patentes hiderunto, and that all the seid lettres patentes and every of theym be goode effectuell and available in the lawe to youre seid Oratours and their successours for ever to have enyoie and take avauntage and profite by the same and of every thyng conteyned therein the seid acte or eny other acte of parliament made to the hurt of theym or of eny of theym or any other thyng cause or mater which myght in eny wise be prejudiciall or hurtfull to the seid Wardeyn and College of or in the premyssez or eny parcell of theym notwithstanding.

II. General
Saving.

Savyng alwey to every persone other then youre highnes and youre heires and the heires of youre seid blessed uncle and such persones and the heires and assignes of theym the which had eny thyng in any parte of the premyssez to the use of youre seid uncle tyme or tymes of the makyng of the seid lettres patentes such right title and interesse as

they or eny of theym myght have in eny of the premyssez yf this acte ware not made ne had.

A. D.
1488-9.

Que peticio perlecta et intellecta est et eidem per Dominum Regem assensu et auctoritate predictis taliter ut sequitur responsum est. Soit faite comme il este desire.

ROT. PARL. 4° HEN. VII, nu. 37, m. 12.

[4 HEN. VII. *Cap.* 28., Ruff.¹]

Pro Collegiis regalibus Cantebrigiensi et Etonensi.

ITEM quedam alia peticio porrecta est Domino Regi in parlamento predicto per prepositum et scolares Collegii regalis beate Marie et sancti Nicholai in Cantebriggia cujus tenor sequitur et est talis. To the Kyng oure Sovereygn lorde and to his lordis spirituall and temporall and the comens in this present parliament assembled In the moost humblewise beschith youre highnes youre continuell Oratours the provost and Scolares of youre colege roiall of our blessed lady² and seynt Nicholas of Cambrige and the provost and College of youre College roiall of oure blessed lady of Eton besyde Wyndesore, to have in youre blessed remembrans and tendre consideration howe that the moost cristyn Prynce of blessed memorie King Henry the vi your greate Uncle of his vertuose and blessed disposicion for thencrece of vertu connyng and cristen feith establisshed and founded youre seid Colleges that is to sey youre seid College of Cambrige of a provost lxx scolers to be elected frome youre seid College of Eton to be lerned in all liberall sciences, astronomy Phisik Civile canon and holy dyvynyte, x prestes Conductes, vi clerkis and xvi childern queresters with servauntez for theym convenyent and necessarie, and in likewise stablisshed and founded youre seid College of

Founda-
tion and
Endow-
ment of
King's Col-
lege, Cam-
bridge, and
Eton Col-
lege, by
Henry 6.

¹ The title only, 'An Act for the Provost and Scholars of the King's College in *Cambridge* and *Eaton*,' is given by Ruffhead in his table of Private Acts for the year. The Act is in the printed edition of Rotuli Parliamentorum, Vol. vi, pp. 435, 436.

² *lady* on roll.

A. D.
1488-9.

Colleges
disseised of
part of
their en-
dowments.

The Arch-
bishops and
others ap-
pointed to

Eton of a provost x prestes felowes graduat, sufficiently to be lerned in dyvynyte a Master of gramer an Ussher lxx childern scolars x prestes conductes vi clerkes xiii almosmen and xiii pouer childern with servauntez to them convenyent and necessarie and for ther sustentacion exhibicion and fyndyng necessarie, by his severall lettres patentes graunted unto either of your seid Colleges severally and also caused to be yevon and graunted to theym severally divers lordshippes Maners londes tenementes rentes revercions servyces priouries alienees deanries hospitalles howses halles knyghtes fees advousons annuytees fermes apportes pencions porcions tithes and other possessions and hereditamentis with thappurtenauncez with dyvers liberties fraunchises and immunitytes in the same lettres patentes gyftes and grauntes conteyned and specified, to have and to hold to theym severally and ther successors for evermore ; by reason wherof your seid Oratours and their predecessours were severally therof seased in their demane as of fee in the right of their seid Colleges, nevertheles gracious sovereign lorde, yt is soo that great parte and many of the seid lordshippes Maners londes tenementes and other premysses sithen that have been seased and taken from your seid Oratours by dyvers other persones and long tyme have been and yet bee by theym so occupied and withholden from your seid Oratours ayenst all right and conscience contrarie to the fundacion of youre seid Colleges aswell to the derogacion and brech of the holy will of your seid Uncle as to the grate decaie and impoverysshyng of youre seid Collegges : Wherfor yt may pleas youre highnesse of youre most gracious and blissed disposicion to have the premysses in your teindre consideracion, and that yt may please youre highnes, that it may be ordeyned established and enacted by youre highnesse and the lordes spirituall and temporall and the Comens in this present parliament assembled and by auctorite of the same, that the most reverent fadre in god John Archbisshopp of Canterbury Chaunceller of Englund Thomas Archbisshopp of Yorke John Busshopp of Ely

John Busshopp of Lincoln Thomas Erle of Arundell John Erle of Okenford Thomas Erle of Derby John Dynham Lorde Denham Knyght Tresorour of Englund William Huse Knyght and Thomas Bryan Knyght or ix viii vii vi or v of theym so that the seid Archbusshopp of Canterbury be on of them, have full auctorite and power to call or warne or els to cause to be warned or called to come be fore theym or ix viii vii vi or v of theym, so that the said Archebisshopp of Canterbury be on of theym by severall writtis of sub pena in due forme to be made all such other persones and every of theym as have hold or occupie or shall have hold or occupie eny of the seid Lordshippes Maners londs tenementes and other premysses or eny parcell of theym seessed taken or withholden from youre seid Oratours or their predecessours or eny of them and to shewe by what right title or interesse the same other persones or any of theym have hold or occupie the same lordshippes Maners londs tenementis or other premysses or eny parcell of theym and whie youre seid Orators shall not be severally restored into the same accordyng to the lettres patentes yestes and grauntes to them severally therof made and that the seid Archbisshoppes Bisshoppes Erles John Denham William and Thomas Bryan or ix viii vii vi or v of theym so that the seid Archebisshopp of Canterbury be oon of theym by the seid auctorite of this present parliament, have full auctorite and power to here and examen, and also by thassent and aggrement of you sovereign lorde and by their discrecions by such weyes and meanes as by their discrecions shalbe thought convenyent and necessarie, adjuge and fynally determyn the right title possession and interesse of the seid parties and of every of theym of and in the seid lordshippes Maners londs tenementes and other premysses and every parcell therof, and ther-uppon awarde ordeign and adjuge such execucion for the seid partes as by their discrecions shalbe seyn convenyent and necessarie: Provided alwey that the said Jugement and determynacion be had and made byfore the begynnyng

A. D.
1488-9.
decide the
matters in
dispute.

A. D. 1488-9. Decision to be given before next Parliament. This Act not to be affected by any Act passed in the same Parliament.

of the next parliament, and that yt may be also ordeyned stablissshed and enacted by the seid auctorite of this present parliament that no acte made ne to be made in this present Parliament extend not nor be in enywise prejudicall ne hurtfull unto this present acte: and youre seid Oratours shall contynually pray to god for the preservation of youre moost noble and roiall estate.

Que peticio perfecta et intellecta est et eidem per Dominum Regem assensu et auctoritate predictis taliter ut sequitur responsum est. Soit faite Come il este desire.

11^o HEN. VII. CHAPTER II.

A. D. 1495. AN ACTE agaynst vacabounds and beggers.¹

II. AND also it is ordeyned by the seid auctorite that all

Beggars shall be sent to their several Places of Abode, &c. maner of beggers not able to werke, within vj wekis next after proclamacion made of this acte, goe rest and abide in his hundred where he last dwelled, or ther where he is best knowen or born, ther to remayne or abide without begging out of the said Hundred, upon payne to be punysshed as is beforeseid And that no man be excused by that he is a Clerke of on Unyversite or of other, without he shewe the lettres of the Chaunceller of the Unyversite from whens he seith he commyth, nor none other calling himself a Souledeour Shipman or travelyngman without he bringe a lettre from his Captayn or from the Town where he landed, and that he then to be commaunded to go the streight hight wey into his Country.

Certificates of Scholars, Soldiers, &c.

12^o HEN. VII. CHAPTER XIII. [Cap. 8., Ruff.]

A. D. 1496-7. AN ACT for a Subsidie to be graunted to the Kinge, and for dischargd of some persons from payment thereof.²

[The Act grants an Aid and Subsidy equal to two fifteenths and tenths.]

¹ This Act was repealed by 21 Jac. I. c. 28. s. 11.

² For note on Subsidy and Land Tax Acts see Appendix IV.

¹ PROVIDED alwey that no londis nor tenementis nor other hereditamentis nor possessions, mortised appropriated or belonging to any College in any of the Universitees of Oxenford or Cambrigge or to the College of oure blessed Lady of Eton or to the College of oure blessed Lady of Wynchester beside Wynchester, or any goodes or catallis of the seid Colliges or to any of theym belonging, be charged or chargeable to for or with the seid Aide and Subsidie or with any parcell therof; but that the seid Collegis and everych of theym by whatsoever name, or names they or any of theym be callid or named be utterly discharged and acquyted of the seid aide and subsidie this present acte or any other acte or actes made or to be made concernyng the premisses notwithstanding.

A. D.
1496-7.
XVII.
Exemption for the Universities, and the Colleges of Eton and Winchester.

19^o HEN. VII. CHAPTER XII.De validis mendicantibus repellendis.²

A. D.
1503-4.

AND also it is ordeigned by the seid auctorite, that all maner of beggars not able to werk, within vj wekes next after proclamacion made by this Acte, goo rest and abide in his Cite Towne or Hundred wher they were borne, or els to the place where they last made their abode the space of iij yeres, ther to remayne or abide without beggyng owte of the seid Cite Towne Hundred or Place uppon payne to be punysshed as is aforseid³; and that no man herboure nor kepe eny suche begger in his hous over oon nyght uppon the same payn; and that no man be excused by that he is a Clerk of an Universite from whens he saith he comyth without a letter of the Vicechaunceller of the Universite from whens he commyth, nor noon callyng hymself a Sowedyer or Shipman or Travelyngman

II.
Beggars not able to work shall be sent to their Place of Birth, &c.

None shall harbour them.
Certificates of Scholars, Soldiers, Sailors, &c.

¹ In the margin of the roll opposite the entry of this proviso, is written, 'Provisio facta per Dominum Regem.' The original proviso is contained in a separate schedule annexed to the original Act.

² This Act was repealed by 21 Jac. I. c. 28. s. 11.

³ Section 1 substitutes for imprisonment as the punishment for vagabonds setting in the stocks for a day and a night with no food but bread and water.

A. D.
1503-4.

without he bryng a letter from his Capitayne or from the Towne wher he landid, and that he then be commaunded to go the streight high wey into his Countrie; and if he departe not accordyng to such Commaundementes in that behalf to hym gyven that then he to be taken reputed and punysshed as a vagabond; and he that harbour eny such person shall forfeite for every oon such person that he herberth overe oon nyght xij d.

19^o HEN. VII. CHAPTER XXXII. [*Cap. 9., Ruff.*]

*De auxilio concesso et forma ejusdem.*¹

[The Act grants to the King in lieu of two aids due on the marriage of his eldest daughter and the knighting of his eldest son a sum of £30,000. Specific quotas are directed to be levied from the counties and towns named, the total coming to over £31,000.]

XIII.
Colleges,
&c.
exempted
from all
Charge.

PROVIDED alwey that no londis nor tenementes nor other hereditamentes nor possessions mortised appropriated or belongyng to any Collage Hospitall Hall or House of Scolers in any of the Universites of Oxenford or Cambrigge, the Charterhouses in all Englund, the House of Syon, or to the College of our blessid Lady of Eton or the College of our blessid Lady of Wynchestre byside Wynchestre, or any goodes or catallis of the seid Collagis or to any of theym belongyng, be charged or chargeable to or for the satisfaccion of the seid somme of xxx Mⁱ li. or any parcell of the same; but that the seid Collages Hospitals Halles Charterhouses House of Syon and everych of theym, by what so ever name or names they or any of theym be called or named, be utterly discharged and acquitted to or for the satisfaccion of the seid somme, this present Acte or any oder Acte made or to be made concernyng the premyssez notwithstanding.

¹ For note on Subsidy and Land Tax Acts see Appendix IV.

1^o HEN. VIII. CHAPTER XIV.

An Act agaynst wearing of costly Apparrell.

A. D.
1509-10.
I.

[Section 1 among other regulations as to apparel contains the following.]

. . . And that no manne undre the degree of a Gentil-^{Foreign} man excepte Graduates of the Universities and excepte ^{Furs.} Yomen Gromes and pagys of the Kynges Chambre and of oure Souveraigne Lady the Qwenes, and excepte suche Men as have Landes Tenementes or Fees or Anuytyes to the yerely value of x li. for Terme of Lyffe or an hundrethe pounce in Goodes use or were eny Furies, wherof ther ys no like kynde growyng in this lande of Englonde Irelande Wales or in any Lande under the Kynges obeysaunce, upon payne to forfett the same Furies and for usying of the same to forfett xl Shelyngs. The Value of ther Goodes to be tryed by there owne Othes. And that no manne under the degree of a Knyght excepte spirituall Menne and Sergeauntes at the Lawe or graduates of Universities use eny more Clothe in eny longe Gowne then foure broyde yerdes, and in a Rydyng Gowne or Cotte above three yerdes uppon payne of forfeyture of the same. . . .

Quantity of
Cloth in
long
Gowns,
Riding
Gowns, &c.

[Section 2 repeals all previous Acts as to apparel and provides that this Act shall come into force on Michaelmas Day next coming (29th Sept. 1510), and endure to the next Parliament.¹] II.

1^o HEN. VIII. CHAPTER XIX. [Cap. 4., Ruff.]

AN ACTE for the restitution of Roberte Ratclyffe Knight Lord Fitzwater.

Provyded alway that this acte be not prejudicall ner hurtfull unto the Master Felowes and Scolers of the VIII.
Proviso
for Christ

¹ This Act was not continued by the next Parliament, that of 3 Hen. 8., and consequently expired. By 6 Hen. 8. c. 1 (repealed by 7 Hen. 8. c. 6 (*infra*)) s. 1 the above provisions of s. 1 of this Act were reenacted in the same words, except that after 'forfett' in line 11 the words 'for every tyme so offending,' and after 'Knyght' in line 13 the words 'and other that be afore named' were inserted. See further note to 3 Ed. 4. c. 5 (*supra*).

A. D.
1509-10.
College in
the Univer-
sity of
Cam-
bridge.

College of Criste in the Universite of Cambrige late founded by the moste excellent Princesse Margaret Countesse of Richemond and Derby moder to our late Sovereyn Lorde Kyng Herry the vijth ner to their Successours to or for the Manour of Roydon¹ in the Countie of Essex with thappurtenauncz and of and in xx^{ti} meses a Mⁱ acres of londe and C acres of medowe and pasture xxx acres of wode and fyve poundez of rente with thappurtenauncez in Roydon aforesaid. And alsoe all Landes and Tene-mentz Rentz Reversions and servicez and Hereditamentz in the said Towne of Roydon which late were of the said John Ratclyffe late Lorde Fitzwater Fader to the said Robert Ratclyf; but that the said Master Felowes and Scolers and their Successours may retayne have holde and kepe for evermore the said Manour and other the premissez with thappurtenauncez accordyng to the tenure effecte content and purportes of suche endentures bargayn sale recoveres fynes estates and covenantz as hathe been made by and from the said Robert now Lorde Fitzwater therof or of eny parcell therof to the Master Felowes and Scolers of the said College by whatsoever name or names the said Robert or the said Master Felowes and Scolers of the said College or eny other persone be named or called in the same the said Acte or Actez of restitution or eny other Acte or Actez hadde or made in this present parliament notwithstanding Savyng to every other persone or personez other then the said Robert or his heires their lafully² title and intereste whiche they have or had in the premissez the firste day of this present parliament.

3^o HEN. VIII. CHAPTER XI.

AN ACT concerning Phesicions and Surgeons.

A. D.
1511-12.
Physic and
Surgery
used by
unskillful
Persons.

FORASMOCHE as the science and connyng of Physyke and Surgerie to the perfecte knowlege wherof bee requisite bothe grete lernyng and ripe experience ys daily

This manor was afterwards conveyed to the King in exchange for the manor of Bromehill and other lands. See 23 Hen. 8. c. 22 [c. 2., Ruff.].

² So on Roll.

within this Royallme exercised by a grete multitude of igno-
 raunt persones of whom the grete partie have no maner of
 insight in the same nor in any other kynde of lernyng some
 also can no lettres on the boke soofarfurth that common
 Artificers as Smythes Wevers and Women boldely and cus-
 tumably take upon them grete curis and thyngys of great
 difficultie In the which they partely use socery and which
 crafte partely applie such medicyne unto the disease as
 be verey noyous and nothyng metely therfore to the high
 displeasoure of God great infamy to the faculties and the
 grevous hurte damage and distruccion of many of the
 Kynges liege people most specially of them that cannot
 descerne the uncunnyng from the cunnyng; Be it therfore
 to the suertie and comfort of all maner people by the
 auctoritie of thys present parliament enacted that noo
 person within the Citie of London nor within vij myles
 of the same take upon hym to exercise and occupie as
 a Phisicion or Surgion except he be first examined ap-
 proved and admitted by the Bisshopp of London or by
 the Dean of Poules for the tyme beyng callyng to hym
 or them iiij Doctours of Phisyk and for Surgerie other
 expert persones in that facultie And for the first ex-
 amynacion such as they shall thynk convenient; And
 afterward alway iiij of them that have been soo approved
 upon the payn of forfeytour for every moneth that they
 doo occupie as Phisicions or Surgeons not admitted nor
 examined after the tenour of thys Acte of v li to be
 employed theoon half therof to thuse of our Sovereign
 Lord the Kyng and the other half therof to any person
 that wyll sue for it by accion of dette in which no Wageour
 of Lawe nor proteccion shalbe allowed. And over thys
 that noo person out of the seid Citie and precincte of vij
 myles of the same except he have been as is seid before
 approved in the same take upon hym to exercise and
 occupie as a Phisicion or Surgeon in any Diocesse within
 thys Royallme but if he be first examined and approved
 by the Bisshop of the same Diocesse or he beyng out of
 the Diocesse by hys Vicar generall either of them callyng

A.D.
1511-12.

None shall
practise as
a Physician
or Surgeon
in London,
unless
examined
and
approved
by the
Bishop of
London,
&c.

Penalty
s^s. per
Month.

II.

In the
Country,
Practisers
shall be
approved
by the
Bishop of
the Dio-
cese, &c.

A. D.
1511-12.

Proviso for
Oxford
and Cam-
bridge.

to them such expert persons in the seid faculties as there discrecion shall thynk conveyent and gyffing ther letters testimonials under ther sealle to hym that they shall soo approve upon like payn to them that occupie the contrarie to thys acte as is above seid to be levyed and employd after the fourme before expressed Provided alway that thys acte nor any thyng therein conteyned be prejudiciall to the Universities of Oxford and Cantebrigge or either of them or to any privilegys graunted to them.¹

3^o HEN. VIII. CHAPTER XXII. [*Cap. 7., Ruff.*]

De Subsidio.²

[The Act grants to the King two fifteenths and tenths.]

v.

Exemption
of lands
and goods
of Colleges
in Univer-
sities, &c ;
but not to
extend
to the
Fellows,
for Bene-
fices not
of the
College.

Provided alway that no landes nor tenementes nor other hereditamentes or possessions mortesid appropriated or belonging to any College or Colleges Hall or Halles or by what other name or names thei be called or named in any of the Universities of Oxonford or Cambrige, or to the College of our blissed Lady of Eton or to the College of our blissed Lady of Wynchestre beside Wynchestre, or any goodes or catalles of the said Colleges or to any of them belonging be charged or chargeable to of for or with the said quinzyme or quinzymes fivetene or fivetenes or any of them or with any parcell thereof; But that the said Colleges and every of them by what soever name or names they or any of them be called or named be utterly discharged and acquitted of the said quindezime or quinzemes fivetene or fivetenes or any of them; This present Acte or any other Acte or Actes made or to be made in this present parliament concernyng the premisses notwithstanding. Provided alway that this proviso extend not nor be available to any particuler persone being fellowe

¹ See *infra*, 14 & 15 Hen. 8. c. 5, and note thereon.

² For note on Subsidy and Land Tax Acts see Appendix IV.

or scolar of any of the said Colleges or Halles or of what other name or names thei be called or named for any benefice or other possession not appropriated ne apperteynyng to any of the said Colleges nor being parcell or pertenaunce of the same.

A.D.
1511-12.

4^o HEN. VIII. CHAPTER XIX. [Cap. 10., Ruff.]

De Subsidio Regi concessio.¹

A.D. 1512.

[The Act grants to the King one tenth and fifteenth.]

Provyded alway that this Acte of graunte of a dyme and xv. fyftene or eny other Acte made or to be made in this present parliament in eny wyse extende nott ne be prejudiciall to eny College Halle, Hostell, or other places within the Universities of Oxforde and Cambrigge nor to the Colleges of oure blessed Lady of Eton and Wynchester College besyde Wynchester ne to eny Maners Lordeshyppes Landes Tenementes Possessiones or Hcreditamentes what so ever gyven appropreed amortised or perteynyng to eny of the seid Colleges, Halles, Hostelles, or places, but that they and every of theym by what soever name or names the seid Colleges, Halles, Hostelles, and Playces, or eny of theym be called be qwyte and discharged ayenste us for payment of the seid xv^o and x^o and of every parte and parcell of the same, The seid Acte or graunte or eny thyng therin conteyned in eny wyse notwithstondyng: Provyded alway that this Acte ne nothyng therin conteyned extende nott to eny spirituall persone or persones chargeable for eny some graunted by the Clarge for hys or their persone or persones for eny Salary Wages goodes or catalles or landes or tenementes or other possessions Ryall dymeable by the Clargie.

Exception
in favour
of the Col-
leges and
Halls in
the two
Univers-
sities, and
of Eton and
Winchester
Colleges.

In favour of
Spiritual
Persons.

¹ For note on Subsidy and Land Tax Acts see Appendix IV.

5^o HEN. VIII. CHAPTER XVII. [*Cap. 9., Ruff.*]An Acte of Subsidie of C lx Mⁱ li.¹A.D.
1513-14.

X.
Proviso
for the
Scholars
in the Two
Universi-
ties, the
Colleges of
Winches-
ter, Eton,
&c. and
their Pos-
sessions
and
Salaries;

PROVYDED also that the same Act of the graunt of the seid somme of C lx Mⁱ li ne nothing in the same comprised extend ne in eny manere be hurtfull or prejudiciall to eny scoler or scolers studentes or lerners at tyme of the seid assessing of the seid Subsidie havynge their then abydyng only for studie or lernynge in eny of the Universities of Oxonford or Cambrigge, or in the Colleges of our blessyd lady of Wynchester besides Winchester, or in the College of our blessid lady of Eton, of or for their persones salary wages exhibucyon apparell of their body or bookys, neither to any Maners Lordshippes Landys Tenementys Rentys Annuities or such other lyke possessions amorteysed appropriated or in eny wyse belongynge or apperteyning to eny College Hospitall Halle or other House of Scolers in eny of the seid Universities of Oxonford or Cambrigge, or of the seid Colleges of Winchester and Eton, neither to eny of the Charterhouses within this realme of Ingland nor to the House of Syon ne to the House of Dertford, neither to the possessions goodys or Catallys in Comon of any of the seid Hallys Hospitalles Colleges or Houses beforseid: but that the same scolers studentes and lerners and every of them of and for their seid persones salary wages exhibucyon apparell of their bodyes and bookys, and the seid Maners Londis tenementys rentys and annuities and other reall possessions and all the goodys and catallys in Comon to the seid Colleges Hospitalles Halles and Houses befor-named or to eny of them. apperteyning or belongynge or used, in the comen proper uses of the seid Scoles Colleges Halles Hospitalles and other Houses beforseid or eny or

¹ This Act having failed to produce £160,000, two further Acts, 6 Hen. 8. c. 26, and 7 Hen. 8. c. 9, were passed to provide the deficiency. Both repeat the exemptions for the Universities and Colleges, with some additions in favour of other bodies (see s. 16 of the former and ss. 18, 19 of the latter Act). For note on Subsidy and Land Tax Acts see Appendix IV.

every of them, fro the seid graunt of the seid C lx Mⁱ ti and payment therof and of the graunt and payment of the seid Subsidie and every part therof be utterly acquyted and discharged any thing in this present Act to the contrary made or had notwithstanding.

A. D.
1513-14.

7^o HEN. VIII. CHAPTER VI.THACTE of Apparell.¹

A. D. 1515.

[The Act contains various regulations as to apparel.]

II.

... AND THAT no man under the degre of a Gentilman, except Graduates of the Universitees and except Yomen Gromes and Pages of the Kynges Quenys and Prynces chambres and also suche men as have landes tenementes fees or annuytees to the yerely valewe of x li. for terme of lyfe or C li. in goodes, use or were any furies wherof there ys no lyke kynde growyng wythyn this realme of England Wales or in any other landes under the Kynges Obey-saunce; uppon payne of forfeiture of the same furies and for usyng of the same to forfeit for every tyme so offendyng xl s. Provyded alwey that the furre be nott of Martrens²; the valewe of their goodes to be tryed by their owne othes.

Foreign
Furs.

IV.

... And that noo Man under the degre of a Knyght and other thatt be afore namyd, except spirituall Men and sergeantes at^e the Law or Graduates of the Universities, use more cloth in a long gowne then foure broode yardes and in a Riding Gowne or Cote above iij yerdes upon payn of forfeiture therof; ...

Quantity of
Cloth in
long
Gowns,
Riding
Gowns, &c.

PROVYDED always that nether this acte nor any thyng theryn conteyned be hurtfull or prejudycyall to any

VII.

Doctors in
the Univer-
sities.

¹ This Act was repealed by 24 Hen. 8. c. 13. s. 6 (*infra*); and see note to 3 Ed. 4. c. 5 (*supra*).

² The meaning of this proviso is that the excepted persons are not to wear the fur of 'Martrens', the use of which is by s. 1. restricted to persons of a higher degree.

A. D. 1515. Doctours Graduates of Unyversitees, but that they may were velvet in their typettes this acte notwithstanding.

[Section 15 repeals all previous Acts as to apparel.]

14° & 15° HEN. VIII. CHAPTER II.

A. D. 1523. THACTE concernyng the takyng of apprentices by Straungers.¹

[Prohibits alien handycraftsmen taking alien apprentices, imposes restrictions on them, and places them under supervision and control.]

VIII. PROVYDED ALSO that this Acte extend nat to the Inhabitauntes Estraungers that nowe be or hereafter shalbe in the Universities of Oxforde or Cambridge or withyn the Sentuary of Saynt Martyns le Graunde withyn the said Citie of London.

14° & 15° HEN. VIII. CHAPTER V.

AN ACTE concerning Phisicians.

[This Act confirms and enlarges the King's letters patent, dated 23 Sept. 10 Hen. VIII, for the incorporation of the College of Physicians in London.]

III. AND where that in Diocesys of Englund oute of London it is not light to fynde alwey Men hable to sufficiantly examyn after the Statute such as shalbe admytted to excersyse Physyk in them, that it may be enacted in this present parliament, that noo person fromhensforth be suffred to excercyse or practyse in Physyk through Englund untill such tyme that he be examined at London by the said President and three of the said Electys ; And to have

¹ The exception contained in s. 8 was restricted by 21 Hen. 8. c. 16 (*infra*), art. 1 32 Hen. 8. c. 16 (*infra*). The Act was repealed as being no longer in use by 19 & 20 Vict. c. 64.

² 3 Hen. 8. c. 11 (*supra*).

frome the said President or Electys lettres testimonialx of A. D. 1523.
 their approyng and examinacion, except he be a Graduat Except
 of Oxforde or Cantebrygge which hath accomplished all Graduates
 thyng for his fourme without any grace.¹ in Univer-
sities.

14° & 15° HEN. VIII. CHAPTER XVI. [Cap. I., Ruff.]

De Subsidio Regi concessio.²

AND it is further enacted by the Kyng our Sovereign XX.
 Lorde, the Lordes Spirituall and Temporall and the The Clergy
 Commons in this present parliament assembled and by in Convo-
 auctoritie of the same, that it shalbe lefull to the Clergy cation may
 in their Convocations of both Provynces nowe assembled tax their
 and in every of them for this tyme onely to graunt charge Real and
 set rate and taxe all and every such londes, tenementes, Personal
 hereditamentes, stypend, wages, salaries, and other reall Possessions
 possessions, coyne, plate, dettes and other moveable sub- not dis-
 stance as they or any of them have nat dismable at and meable,
 with sommes of money as they shall agree unto in the said except
 convocations or in eyther of them; Except all such londes certain
 tenementes, hereditamentes, and other reall possessions Posses-
 apperteynyng to certeyn relegious houses Colleges and sions.
 other corporacions spirituall hereafter excepted and for-
 prised in this present acte. . . .

PROVIDED alwey that this Act nor any thyng in the XXI.
 same comprised nor any graunt made or to be made by Proviso in
 the Clergy in eyther of their Convocations nowe assembled, favour of
 extende ne be in any maner hurtfull or prejudiciall to any the Col-
 Scoler or Scolers Studentes or Lerner at the tyme of the leges in the
 said assessyng havyng their then abydyng oonly for studie Univers-
sities, &c.
 and of
 other

¹ Although a graduate in medicine of Oxford or Cambridge who has complied with the requirements of this section is entitled under this Act and 3 Hen. 8. c. 11 to practise medicine or surgery without incurring penalties, there are now many privileges, including the right to recover at law his charges for services and medicines supplied, which he can only enjoy if registered under the Medical Acts. See *infra* 21 & 22 Vict. c. 90 and 49 & 50 Vict. c. 48.

² For note on Subsidy and Land Tax Acts see Appendix IV.

Cap. 16] *Subsidies of Clergy and Temporality.* [14 & 15 HEN. 8.

A. D. 1523.
charitable
Founda-
tions.

or lernyng in any of the Universities of Oxforde and Cambrige or in or to the Newe College of our Ladie of Leycester called Newarke, or to the College of our Ladie of Wynchester, or to the College of our Ladie of Eton of or for their persons Salary Wages Exhibicion Apparell of their bodies or bokes, neyther to or for any Manours Lordshippes Londes Tenementes Rentes Annuities or such other like possessions amortysed, appropriated or in anywise belongyng or apperteignyng to any College Hospitall Hall or other House of Scolers in any of the said Universities of Oxford or Cambrige or of the said Colleges of Leycester Wynchester Eton; neyther to any of the Charterhouses withyn the realme of Englund, nor to the House or Monasterie of Syon, to the House or Monasterie of Dertford, to the House or Monasterie of the Menoresses beside London, neyther to the Houses or Monasteries of Denny and Brosyard, nor to any of them, neyther to the possessions goodes nor catelles beyng in comen to the said Halles Hospitalles Colleges Monesteries or Howses before-said, but that the same Scolers, Studentes and Lerner and every of them of and for their said personnes Salary Wages Exhibicion Apparell of their Bodies and Bookes and of and for the said Manours Londes Tenementes Rentes Annuities and other reall possessyons and all the goodes and catelles in comon to the said Colleges Halles Hospitalles and Houses or Monesteries before named or to any of them apperteignyng or belongyng or usyd in the comen propre uses of the said Scolers Colleges Halles Hospitalles Houses or Monesteries before named or any of them; But that they and every of them frome the said graunt and payement of the said Subsidies and every of them and every parte thereof be utterly acquyted and discharged by auctorite of this present parliament; any thyng in this present acte or other thyng to the contrary made or had natwithstandyng.

XXII.
Persons
covinously
chargyng

PROVYDED always that every person spirituall or temporall which by craft or covyn to thentent to defraud this graunt of Subsidie for his porcion at every tyme sithen the

begynnyng of this present parliament have conveyed him-
self or hereafter take or have his beyng in any of the said
Shires Universities Colleges Portes or other places before
excepted, shalbe set and taxed accordyng to this acte in
such place where he last was conversant before his goyng
into the place so excepted in like maner as he ought or
shulde have bene yf he bydden in the place where he fyrste
was abydyng.

A. D. 1523.
their Resi-
dences,
shall be
charged as
at their last
Place of
Abode.

21 HEN. VIII. CHAPTER XIII.

AN ACTE that no spirituall persons shall take to
ferme of the Kinge or anye other person any
Londes or Tenementes for terme of life, lyves,
yeares or at will &c. And for pluralities of
Benefices; and for Residence.¹

A. D. 1529.

[Sections 1-6 prohibit spiritual persons engaging in farm-
ing or in trade.]

PROVYDED alway that all Abbottes Priores Abbesses
Priorisses Provostes, Presydenes Masters of Colleges and
Hospitalles and all other spirituall Governours and Gover-
nesses of any spirituall Monasteries or Houses of Relygyon,
by what name or names so ever they be called, havynge
Maners Landes and Tenementes Hereditamentes and other
yerely profytes in the right of their Monasteries or Houses
of the yerely Value of viij hundred markes or under and
nat above, may use and occupy as moche and as many of
their Demeane landes Fee fermes and Fermes, to their
moste, advauntage commodyte and profyt to and for
the only mauntenaunce of their housholdes and hospitali-
ties, in as ample and as large maner as they or any of
them or their Predecessours or the predecessours of any
of them at any tyme by the space of one C yeres last past

VII.
Proviso
as to the
demeane
Lands for
Mainten-
ance of
Religious
Houses, of
800 Marks
perAnnum.

¹ This Act was repealed by 57 Geo. 3. c. 99. s. 1 (*infra*), except the pro-
visions relating to the holding of benefices in plurality, which were repealed by
1 & 2 Vict. c. 106. s. 1 (*infra*).

Cap. 13] *Farming by Clergy. Residence.* [21 HEN. 8
Plurality.

A. D. 1529. before the making of this present acte, have don used and occupied ; any thyng in this present acte to the contrary notwithstanding.

[Section 9 provides that any person holding a Benefice with cure of souls of the yearly value of eight pounds accepting another shall *ipso facto* vacate the first. Certain exceptions are allowed, among which is the following.]

XII. Dispensa-
tions for
Doctors of
Divinity,
&c.
.... BE YT also provyded that all Doctours and Bachelers of Dyvynyte, Doctors of Lawe and Bachelers of the Lawe Canon, and every of them which shalbe admytted to any of the said Degrees by any of the Unyversitees of this Realme, and nat by Grace onely, may purchase lycence and take have and kepe two Personages or Benefices with cure of soule.

[Section 15 requires every spiritual person holding an Archdeaconry Deanery or Dignity or a Parsonage or Vicarage to reside upon his dignity or benefice with a penalty for absence of one month at a time or two months altogether in any year. Section 17 provides that the requirement as to residence shall not apply to certain persons among whom are

‘any scoler or scolars beyng conversaunt and abydyng for study without fraude or covyn at any Univerſitie within this realme or without’;¹

the others being persons in the King’s service beyond the sea, pilgrims beyond the sea, chaplains of the King and royal family, and of archbishops bishops peers, &c., the Master of the Rolls, the Dean of the Arches, such of the twelve Masters of the Chancery and the twelve Advocates of the Arches as are spiritual men,

¹ The privilege given by this section to scholars at Universities was restricted by 28 Hen. 8. c. 13. and 43 Geo. 3. c. 84 (*infra*). The privileges given to other persons were confirmed by the last-mentioned Act.

21 HEN. 8] *Farming by Clergy. Residence. [Cap. 13
Plurality.*

and spiritual persons bound by injunction of the Lord A.D. 1529.
Chancellor or the King's Council 'to any dayly ap-
paraunce and attendaunce to answer to the Lawe.']

21^o HEN. VIII. CHAPTER XVI.

AN ACTE ratefyng a Decree made in the Sterre
Chamber concerninge Straungers Handicraftes-
men inhabitinge the Realme of Englonde.¹

PROVYDED always that no artificer alyaunt or straunger III. Aliens, House-
holders in the Uni-
versities. &c. shall
not retain more than
Ten Jour-
neymen, &c.
borne out of the Kynges obeysaunce, beyng a housholder
or inhabytyng within any of the Universities of Oxford and
Cambridge, or within seyntwary of Seynt Martin le Graunt
within the Cyte of London, shall from hensforth have or
reteyne in their servyce journeymen or apprentices beyng
aliauntes or estraungers borne, above the nombre of x per-
sons at one tyme, upon payne of the penalty conteyned
in the said Acte made in the said xiiij and xv. yere of our
said Sovereigne Lorde; ² The Provysions conteyned or
specyfyed in the same Act natwithstandyng.

[The Decree of the Star Chamber, an exemplification of
which is appended to the Act, prohibits alien artificers
from taking more than two alien servants, renders them
liable to the same charges as subjects, requires them
to take the oath of allegiance, &c. It contains the
following exemption :

PROVYDED also that natwithstandyng any Wordes
VI. Proviso for Alien
Artificers in the
Universities, &c. comprysed in this Decree, the Straun-
gers Artificers Denyzens or nat Deny-
zens inhabytyng in the Universities
of Oxenforde and Cambrige and within the Seynt-
wary of Seynt Martyns le Graunt within the Cyte
of London, shall enjoye all the benyfytes and

¹ This Act was repealed as no longer in use by 19 & 20 Vict. c. 64.

² 14 & 15 Hen. 8. c. 2 (*supra*). See as to a further reduction of the number
of apprentices allowed 32 Hen. 8. c. 16 (*infra*).

A. D. 1529. advauntages reservyd unto them by reason of any provysion made by Acte of Parliament expressed in the Statute made in the xiiij and xv yere of our reigne ; . . .]

21^o HEN. VIII. CHAPTER XXV. [*Cap. 4., Ruff.*]

AN ACTE that no parson or parsons shall susteyne any prejudice by meanes of thattaynder of the Lorde Cardinall, by meanes that the saide Cardinall was seased in theire landes to divers uses.

[The Act recites the attainder of Cardinal Wolsey and by ss. 1 & 2 saves the title of persons jointly seised with him to uses, and the right of persons to whose uses the Cardinal was sole seised.]

III. Proviso as to Lands in Mortmain. PROVYDED alwey that this Acte or any thyng therin conteyned in anywise extende not to thavauntage of any College or Colleges, nor yet to the avauntage of any body corporate that have capacite to take any landes or tenementes in possession or use to theym and to their Successours into Mortmayne.

22^o HEN. VIII. CHAPTER XII.

A. D. 1530-1. AN ACTE concernyng punysshement of Beggars and Vocabundes.

IV. For Punishment of Scholars, Sailors, Fortune-tellers, &c. being Beggars or Vagabonds. AND BE YT ENACTED by the aucthoryte aforsayde that Scolers of the Universites of Oxford and Cambrydge that goo about beggyng, not beyng aucthorysed under the Seale of the sayde Universities, by the Commyssary Chaunceloure or Vichaunceloure of the same ; and all and syngular Shypmen pretending losses of theyre shyppes and goodes of the see goyng aboute the contrey beggyng wythout suffycient aucthoryte wytnessyng the same, shall be

punysshed and ordered in maner and fourme as ys above
rehersted of stronge beggars; ¹ . . .

A. D.
1530-1.

. . . And this Acte to endure unto the last daye of the
next parliament. ²

XVI.
Continu-
ance of Act.

22^o HEN. VIII. CHAPTER XV.

AN ACTE concernyng the pardon graunted to the
Kynges Spirituall Subjectes of the Provynces
of Canterbury for the Premunyre.

[In consideration of a Subsidy of £100,000 granted by
the Clergy of the Province of Canterbury gives the
King's pardon and remission of forfeitures in respect
of all offences committed by them against the Statutes
of Provisors Provisions and Premunire. In the de-
scription of 'spirituall Subjectes' to whom the pardon
and remission are given, among others, 'all Arche-
deacons Maysters Provostes presidentes Wardeyns of
Colleges and of Collegiate Churches, Maysters and
Wardeyns of Hospitalles all felowes, brethren, scolers,
prestes and spirituall conductes and every of the same'
are named.]

PROVYDED also that this Acte of Pardon shall not ex-
tende nor be prejudycyall to the Kyng oure Sovereign
Lorde, his Heires or Successours in any thyng concernyng
or towchyng his right and title of Dissolucion of the College

X.
Proviso in
favour of
the King's
Title, on
Dissolution

¹ The punishment for a strong beggar was to be stripped, tied to the end of a cart, and whipped through the town or place where he was arrested till his body was bloody. He was then put on oath to return straight to the place where he was born or where he had lived three years, a time being appointed for the journey and a letter given him authorizing him to beg on the way. If he exceeded the time he was to be whipped again.

² This Act was continued in force by 28 Hen. 8. c. 6, 31 Hen. 8. c. 7, and 33 Hen. 8. c. 17 successively, in each case to the last day of the next Parliament. So much of the Act as provided for the whipping of beggars was revived by 35 Eliz. c. 7. s. 7, without limit of time. The Act was repealed by 21 Jac. 1. c. 28. s. 11.

A. D.
1530-1.
of Car-
dinal's
College,
Oxford.

beyng in the Unversyte of Oxford comenly called the Cardynalles College, which was lately founded by the late Reverend father in God Thomas late Cardynall and Archebusshop of Yorke; nor concerning the Kynges Right and Title to the scite of the same Colledg nor shall extende or be in any wyse benfycyall or avaylable to the Deane and Chanons of the same College or any of them in any thyng concernyng the Kynges rightes and titles in all Manours Lordshippes Landes and Tenementes Advousons Churches personages and other Heredytamentes of the sayde College or any of them.

22^o HEN. VIII. CHAPTER XXI. [*Cap. 5., Ruff.*]

AN ACTE of Exchaung betwene the Kynges Highnes and the heyres of the Lord Marques Mountegue.

VII.
Proviso for
Lessees and
Grantees
under any
Religious
Houses,
before their
Dissolu-
tion, or
under the
Cardinal's
Colleges at
Oxford and
Ipswich.

ALSO it is enacted by auctorite of this present parliament that all and synguler persons which have or heretofore have had any interest or title too or in any of the said Manours Londis Tenementis and other premissis beyng lymytted or appoynted by the Acte above written too any person or persons named in the same acte by reason of any lease or graunte therof made by any Abbott or Priour of any of the said Monasteries Abbeys or Priouries and the Covent of any of theym, under their Covent or Comen Seale of the same before the suppression or other dissolution of the same, for any terme of yeres or other terme which yet is not expired nor endid forfeited, surrendred sold nor relessed, or by reason of any lyke lease or graunt here too fore made by the Deane and Canons of Cardynallis Colledge in Oxford, or by the Deane or Master and Fellowes of the Cardynallis Colledge in Ippeswich or by ether of theym under their Comen Seale shal have holde and enjoye from hensforth that their interest or title

22 HEN. 8] *Lord Mountague's Heirs. Cardinal's* [Cap. 21
Colleges.

in the same accordyng too the tenours and effectis of
thendentures or other Wrytynges therof made under any
of the said seales; this present Acte above wrytten or
any other thyng too the contrary beyng notwithstanding.

A. D.
1530-1.

23^o HEN. VIII. CHAPTER XIX.

AN ACTE concernyng the Kynges gracyous pardon
of premunyre graunted unto his spirituall Sub-
jectes of the provynce of York.

A. D.
1531-2.

[In consideration of a Subsidy of £18,840. 0. 10 granted
by the Clergy of the Province of York gives the King's
pardon and remission of forfeitures in respect of all
offences committed by them against the Statutes of
Provisors Provisions and Premunire. In the descrip-
tion of 'spirituall Subjectes' to whom the pardon and
remission are given the words quoted above from
22 Hen. VIII, Cap. XV. are repeated, and s. 9 repeats
s. 10 of that Act verbatim.]

24^o HEN. VIII. CHAPTER I.

AN ACTE concernyng trewe tannyng and coryeng
of Lether.¹

A. D.
1532-3.

PROVYDED alway that this Acte or any thyng therin
conteyned shall not in any wise be prejudiciall or hurtfull
to the Chancellers Vychancellers Proctours Taxers and
Scholers there officers and mynysters of the Unyversities
of Oxforde and Cambrige or any of them, of for or con-
cernyng the auctoritie of Serche of tanned Lether or any
of the forfaytures of the same whiche they lawfully had or
mought have hadde before the makyng of this presente
acte, any thyng therin conteyned to the contrary hereof
notwithstanding.

X.

Proviso for
the Univer-
sities.

¹ This Act was repealed by 5 Eliz. c. 8 (*infra*), s. 44.

24^o HEN. VIII. CHAPTER III.A. D.
1532-3.AN ACTE for Fleshe to be sold by weight.¹

[Section 1 requires meat to be sold 'by lauffull weighte called Haberdepayes'. Section 2 fixes the price of beef and pork at a halfpenny the pound, and that of mutton and veal at a halfpenny and half farthing the pound, the 'heedys neckes inwardes purtynces legges' and 'fete' to be sold at a lower price. Section 3 empowers certain persons to fix a lower price, but not to enhance the price.]

IV. . . . Provyded alway that suche persone and persones as nowe have or that hereafter shall have the auctoritie of Clerk of the Market, or to sette price of vitailles within the Townes and Universities of Oxforde and Cambridge and none other, shall have the onely power and auctoritie to execute this present acte from tyme to tyme within the said Townes and Unyversites, any thyng in this present acte to the contrary notwithstanding.

For
Clerks of
the Market
in the Uni-
versities,
&c.

24^o HEN. VIII. CHAPTER XIII.

AN ACTE for Reformatioun of Excesse in
Apparayle.²

II. BE IT further enacted that after the said feaste,³ none of the Clergie, under the Dignitie of a Busshopp Abbot or Priour beyng a Lorde of the Parliament, weare in any parte of his or their appareill of their bodies or on their horses, any maner of Stuff wrought or made oute of this

Apparel of
the Clergy.

¹ This Act was suspended by 27 Hen. 8. c. 9 till the 24th of Apr. 1540, and was repealed by 33 Hen. 8. c. 11.

² This Act was repealed by 1 Jac. 1. c. 25. s. 7 [2 [vulgo 1] Jac. 1. c. 25. ss. 45, 47., Ruff.].

³ The feast of the Purification of our Lady A. D. 1533-4.

Realme of Englonde Irelande Wales Caleis Berwike or the merches of the same; excepte that it shalbe lefull to all A. D.
1532-3.
 Archedecons, Deanes, Provostes, Masters and Wardens of Cathedrall and Collegiatte Churches, Prebendaries, Doctors, or Bachelours in Divinitie, Doctors of the one Lawe or the other, and also Doctours of other Sciences, which have taken that degree or be admitted in any Universitie, to weare sarcentt in the lynnyng of their gownes, blacke saten, or blacke chamlett in their doubletttes and sleveles Cotes, and blacke velvett or blacke sarcentt or blacke saten in their Tippettes and Ryding hoodes or Girdels, and also Clothe of the Colours of scarlett murey or violett and Furres called gray blacke boge, foynes shankes or menever in their gownes and sleveles Cotes, any thing before mencioned to the contrarie notwithstanding. And that none of the Clergie, under the degrees aforesaid, weare any maner of Furres other than blacke cony boge grey cony shankes calaber gray fiche foxe lambe otter and bever; And that none of the Clergie under the degrees aforesaid, other than Masters of Arte and Bachelers of the one Lawe or the other admitted in any Universitie or suche other of the said Clergie as may dispende yerely twentie poundes over all charges, shall weare in their Tippettes any maner of sarcentet or other Silke.

[Section 6 repealed all former Acts concerning apparel, see note to 3 Edw. 4, c. 5 (*supra*).]

PROVYDED alwaies that this Acte nor any thing therin VII.
 conteyned be hurtfull or prejudiciall to any spirituall or Proviso for
Ornaments
for Divine
Service.
 temporall personne in and for the wearing any ornamentes of the Church used for executyng dyvyne service, or for wearing their Amicis Mantels Habittes or Garmentes of Religion or other thinges which they be used or bounde unto by their romes or promotions or Religions; ne also Graduates,
&c. in the
Univer-
sities.
 to any Graduates Beadels or Ministres to the Graduates in Universities and Scoles, for wearing of their habittes or hoodes with furres lynnynges or otherwise after suche forme

A. D. 1532-3. as heretofore they have ben accustomed to doo; any thing in this present Acte made to the contrarie notwithstanding.

26^o HEN. VIII. CHAPTER III.

A. D. 1534. AN ACTE concerninge the paiment of Firste Fruites of all dignities benefices and promocyons spirituall; and also concerninge one annuell pencyon of the tenthe parte of all the possessions of the Church, spirituall and temporall, graunted to the Kinges Highnes and his heires.

[The first fruits are to be paid by 'everie suche persone and persones whiche at any tyme after the fyrste daye of Januarye nexte comynge shalbe nomynatyde electyd perfected presentyd collated or by any other meanes apoynted to have any Archebushoppriche, Bisshoppriche, Abbacye, Monasterie, Priori, College, Hospitalle Archdeaconry, Deanry, Provestship, Prebende, Parsonage, Vicarage, Chauntrie, Frechapell, or other dignitie benyfice office or promocion spirituall within this Realme or els where within any of the Kynges domynions, of what name nature or qualytie so ever they be or to whose foundation patronage or gyfte so ever they belonge' (s. 1.). The yearly tenth is to be 'of all the revenues rentes fermes tithes offerynges emolumentes and of all other profittes, aswell callyd spirituall as temporall, nowe apperteynyng or belqngyng or that hereafter shall belong to any Archebisshoppriche, Bysshoppriche, Abbacye, Monasterie, Priorie, Archdeaconry, Decanry, Hospitall, College, Howse collegiat, Prebend, Cathedrall Church, Collegiate Church, Conventuall Church, Parsonage, Vicarage, Chauntrie, Frechappell, or other benefice or promocion spirituall of what name nature or qualite so ever they be witheyn any Diocese of this

Realme or yn Wales' (s. 8.); and the payment is to begin A. D. 1534. at Christmas A. D. 1535.¹]

AND for asmoche as yn sondrye and manye Cathedrall Churches Colleges and Hospitalles of this Realme ther is and tyme oute of mynde hathe bene certayne ordinances ynstituted and made, wherby the Deane, Provoust, Mayster or other chiefe Governoure of suche Churches Colleges and Hospitalles, hathe a certayne parte or porcyon of the possessions and profittes belonginge to suche Churches Colleges and Hospitalles, all onely lymytted and belonginge to their offices and dignyties; And everie Prebendarie, Brother, Vicar, Fellowe, Petie Canon and other Mynysters spirituall yn suche Churches Colleges and Hospitalles hathe another porcyon alonly and distinctly lymytted apperteyninge and belonginge to theyr dignyties and offices yn suche Churches Hospitalles and Colleges; It ys therefore provyded and ordeyned by auctorite aforesaide that suche persone and persones, whiche at any tyme after the saide firste daie of Januarie shalbe nomynated electid presentyd prefected collated or by other means appoynted to be Deane Provost Mayster or other chiefe governoure of suche Cathedrall Churches Colleges or Hospitalles, shalbe rated compound and paye for theyr fyrste fruytes but onely after the rate of the yerely value of the possessions and profittes lymytted and belonginge to their office and dignytie: And that everie other person and persones that after the said fyrste daye of Januarie shalbe nomy natyd elected presented prefected collated or by any other meanes appoynted to have any Prebende, Brothershippe, Felowshippe or to be any Vicar or Petie Canon or to have any other dignytie or office spirituall yn any suche Cathedrall Churches, Colleges, or Hospitalles, shalbe rated compounde and paye for theyr fyrste fruytes after the rate of the

XXII.

How
Deans,
Masters,
Preben-
daries, Fel-
lows, &c.
of Cathe-
drals, Col-
leges, &c.
shall be
charged to
the First-
fruits.

¹ By 27 Hen. 8. Cap. 42 (*infra*), the Universities and Colleges were exonerated from payment of first fruits and tenths. The payment of first fruits and tenths to the Crown was abolished by 2 & 3 Ph. & M. c. 4, but restored by 1 Eliz. c. 4 (*infra*), when the exemption in favour of the Universities and Colleges was confirmed.

A. D. 1534. yerely value of the possessions and profyttes lymytted and belonginge to their dignyties and offices yn suche Churches Colleges and Hospitalles and none other wise; any thinge yn this acte to the contrarie hereof yn any wyse notwithstandinge.

27^o HEN. VIII. CHAPTER XLII. [*Cap. 14, Ruff.*]

A. D.
1535-6.

AN ACTE concernyng the exoneracyon of Oxford and Cambrydg from payment of there fyrst frutes and tenthe.¹

Recital of
Statute 26
Hen. VIII.
c. 3. for
Payment
of First
Fruits and
Tenths;

WHERE by an Acte made sithen the begynnynge of this parliament holden apon² prorogacion at Westmynster the thirde day of November the xxvj yere of the Kynges mooste noble Realme, It is ordeyned and establisshid that the Kynges Majestie shulde have to hym his heires and successours, unyted and knytte to the Imperiall Crowne of this Realme, aswell the firste fructes as one yerely pension of the tenthe of all and singuler dignyties benefices and other prefermentes and promociions commonly called spirituall of what nature so ever they be within this his Realme unto the Clergie in any wyse belongyng or apperteynyng, as by the tenour of the said acte amongst other thynges more at large it apperith; The Kynges mooste Riall Magestie hath mooste graciously and of his mooste excellent goodnes and dyvyne charitie, with the fervent zeale whiche his Majestie hath conceyvyd and bearith aswell pryncipallye to the advauncement of the syncere and pure doctrine of Goddes worde and Holy Tēstament, as to thincrease of the Knowlege in the seven liberall sciences and the thre tonges of laten greeke and hebrew to be by his people applied and larned, Considerid that if his Highnes shulde use his right in his Unyversities of Oxforde and Cambridge or in the College of oar Ladye in Eton besydes Wyndesore or Saynt Marie College of Wynchestre besides Wynchestre, where yowth and good wyttes be educate and norysshed in vertue and larnyng, and of the

Reasons for
exempting
the Univer-
sities of
Oxford and
Cambridge,
and the
Colleges of

¹ The exemption granted by this Act was confirmed by 1 Eliz. c. 4. s. 7 (*infra*).

² So on the Roll.

Studentes or Ministers whiche be or shalbe in the same or any of the same, receiave suche first frutes and tenthes as his Majestie by the said acte is lafully intytelyd unto, the same shuld percaas discorage mannye of his subjectes whiche be both apte and wyllyng to applye theym selves to larnyng, and cause theym by reason of the tenuytie of lyvyng to withdrawe and gyve their myndes to suche other thynges and fantacies as shulde neyther be acceptable to God ne profittable for his publike welthe ; His Majestye of his mooste aboundaunt and speciall grace, havng conceyved suche hartie love and tender affection to the contynuance and augmentacion of all honeste and vertuose larnyng artes and sciences, wherewith it hath pleased Almyghtye God so aboundauntely to endowe His Hignes as in Knowlege and wysdam he farre excellith any of his mooste noble progenytours, as his Grace cannot in enny wyse compare the same to annye Lawe Acte Constitucion or Statute ne tollerate or suffer any suche ordynance, though the commoditie and benefice therof shulde never so highly redounde to his profute or pleasure, as myght by annye meane hynder thadvancement and setting fourth of the lyvely Worde of God wherewith his people muste be fedd noureshid and instructed, or impeache the knowlege of suche other good letters as in christoned Realmes be expedyent to be lerned for the conservacion of their good pollices and the breadying of discrete and prudent personnages to serve and administre in his comen welth, hath aswell for avoydyng of thoccasion of these inconveniences as for the revyvyng and Quickennyng of the courage of Studentes to thentent they shulde the more joyously and gladlye bende theire wittis and holye gyve theym selves to thattaynyng of larnyng and knowledge pryncipallye, and before all other thynges in and of the holsome doctrine of Almyghtye God, and after of the vij artes liberall, and the said thre tonges whiche be requisite and necessarie not onely for the understanding of Scripture, but also for the conservacion and mayntenance of pollicie and comen justice, thought convenient

A. D.
1535-6.
Eton and
Winchester
from such
First Fruits
and
Tenths ;

A. D.
1535-6.

The said
Universi-
ties and
Colleges,
and all
Officers and
Students,
and all
Offices,
Promo-
tions, &c.
within
them, and
all Manors,
Lands, &c.
belonging
thereto,
acquitted
from the
Payment
of First
Fruits and
Tenths.

for ever by the auctoritie of this his Highe Courte of
parliament to discharge acquyte and exonerate aswell the
said Universities of Oxforde and Cambridge as the said
Colleges of oure Ladye in Eaton besides Wyndesore and
Saynt Marie College of Wynchestre besydes Wynchester
and everye of theym frome the payment of ennye suche
firste frutes and tenth aforesaid; And for the parfett and
cleare release of the said firste frutes and tenthe His
Majestye is contented that it be enacted by His Highnes
and the Lordes spirituall and temporall and the Comens
in this present parliament assembled and by the auctoritie
of the same, that the said Universities of Oxford and
Cambridge and the said Colleges of oure Ladye in
Eaton besydes Wyndesore and of Saynt Marye College of
Wynchester besydes Wynchester and eyther of the said
Universities of Oxford and Cambridge, and the Deanes
Wardeynes Provostes Maisters Presidentes Rectours Prin-
cipalles Prebendaries personnes Vicars Chauntrie Preestes
Felawes Scolers Dymyes Brotherodes Chapleines Clerkes
Corusters Scolers and Studentes, nowe beyng or whiche
herafter shalbe within the said Universities or within
eyther of theym or within the said Colleges of oure Ladie
in Eaton besides Wyndesore and of Seynt Marye College
of Wynchester besides Wynchester or within either of
theym, by what soever name or names they or enny of
theym be founded incorporate named or called, and their
Successours and the successours of everye of theym for
the tyme beyng, and the said Offices Deaperies Colleges
Houses Howses Collegiate Rectories Provostshippz Mais-
tershippz Halles Hostelles Hospitalles Prebendes Per-
sonages Vicarages Chauntries free Chapelles Felowshippes
Scolershippes Dimishippes Brotherodes Chaplenshippes
Clerkeshippes Corustershippes, and other promociions spiri-
tuall within the said Universities and within eyther of
theym and within the said Colleges of oure Ladye in
Eaton besydes Wyndesore and of Saynt Marie Collage of
Wynchester besides Wynchester and everye of theym, and
all and singuler other Manours Landes Tenementes and

A. D.
1535-6.

other possessions Offices Benefices and other what somever profitēs and emolumentes as well spirituall as temporall of what soever nature or qualitie somever they be and wheresomever they be within the Realme of England Wales Cales or Marches of the same or within any of theym, whiche nowe be apperteynyng or belongyng unto the said Deaneries Colleges Houses Collegiate Rectours Hostelles Hospitalles Halles Prebendes Parsonages Vicarages Chauntries free Chappells Provostshippes Maistershippes Felawshippes Scolershippes Dimishippes Brothershippes Chapleyneshippes Clerkeshippes Corustershippes and other promociōs spirituall, frome the said thirde daye of November the foresaid xxvj yere of the reigne of oure said Sovereigne Lorde Kyng Henry the viijth, shall be clerelie acquieted released and discharged agaynste our said Sovereigne Lorde his Heires and Successours for ever, of and for the payment or paymentes aswell of the firste frutes of the Revenueis and Profitēs of the said Offices Deaneries Wardeynshippes Provostshippes Mastershippes Presidentshippes Rectories Principallshippes Prebendes Parsonages Vicaragies Chauntries free Chapelles Felawshippes Scolershippes Dymyshippes Brotherodes Chapleyneshippes Clerkeshippes Corustershippes, and other promociōs spirituall within the said Universities of Oxford and Cambridge and every of theym or in the said Colleges of our Ladye in Eaton besydes Wyndesore and of Saynt Marie College of Wynchester besides Wynchester, as also of and for the said yerely pension of the tenth parte of all the Revenues Rentēs Fermes Tithes Offerynges Emolumentes, and of all other profitēs aswell called spirituall as temporall, apperteynyng or belongyng to any of the said Offices Deaneries Collegis Howses Collegiate Rectories Hostelles Hospitalles Halles Prebendes Personnagies Vicarages free Chapelles Chauntries Felawshippes Scolershippes Dimishippes Brotherodes Chapleineshippes Clerkishippes Corustershippes, or other Benefice or Promociōn spirituall within the said Universities of Oxford and Cambridge or eyther of theym or within the said Colleges

A. D.
1535-6.

of oure Lady of Eton besides Wyndesore and of Saynt Mary Collage of Wynchester besides Wynchester, of what name nature or qualitie so ever they be, the said acte of parliament made the said thirde daye of November the foresaid xxvj yere, or any Article Ordynaunce Provision Clawse or Matter in the same specified or conteyned to the contrary therof notwithstandyng.

II.

Collectors
shall be
discharged
in respect
of the said
Tenth
remitted.

AND be it further enacted by the auctorite above said that all and everye persone and personnes whiche have or shall have the charge of collection of the said tenth, and their successours and the Successours of every of theym, shalbe discharged and acquyted ageynste the Kynges Highness his Heires and Successours of and for the collection of the said tenth remytted and releaxid as is aforesaid; And that the said acte of parliament made the xxvj yere abovesaid or ennye thyng therein conteyned concernyng the said firste frutes and tenthe parte of the said Revenues Profites and Emolumentes aswell spirituall as temporall in eny wise be not hurtfull or prejudiciall unto the said Universities nor unto eyther of theym, nor unto the said Colleges of oure Ladye in Eaton besides Wyndesore and Saynt Mary College of Wynchester besides Wynchester nor to eyther of theym, nor unto the said Deanes Wardeynes Provostes Maisters Presidentes Rectours Principalles Prebendaries Personnes Vicars Chauntrie Preestes Felawes Scolers Dimies Brotherne Chapleynes Clerkes Corusters Scolers and Studentes within the said Universities or within eyther of theym, nor unto their successours, or within the said College of our Ladye in Eaton besides Wyndesore or of Saynt Marye College of Wynchester besydes Wynchester or within eyther of theym, nor unto the Successours of eny of theym, by whatsomever name or names they or any of theym be founded named knownen or called; nor unto the said Deaneries Colleges Houses Collegiate Rectours Halles Hostelles Hospitallis Prebendes Personnages Vicarages Chauntereys fre Chapellis Scolershippes Dymyskippes Provostshippes Mastershippes Felawshippes Brotherodes

The said
Statute
26 Hen.
VIII. c. 3.
shall not
prejudice
the said
Universi-
ties or the
said
Colleges.

A. D.
1535-6.

Chapleyneshippes Clerkeshippes Corustershippes or other promotion spirituall within the said Universities or within eyther of theym, or within the said Colleges of oure Ladye in Eaton besydes Wyndesore, and of Saynt Marye College of Wynchester besides Wynchester, nor unto their or any of their Manours, Landes Tenementes Rentes Possessions Benefices or other what somever profites and emolumentes aswell spirituall as temporall of what so ever nature or qualitie they or any of theym be within this Realme of England Wales Cales and Marches of the same or within any of theym, apperteynyng or belongyng unto the said Deaneries Colleges Howses Collegiate Rectories Halles Hostelles Hospitalles Prebendes Personnages Vicareges Chauntreis free Chapelles Felawshippes Scolershippes Dymyshippes Brotherodes Chaplenshippes Clerkeshippes or other promotions spirituall within the said Universities or within either of theym or within the said Colleges of oure Ladye in Eaton besides Wyndesore, and of Saynt Marye College of Wynchester besydes Wynchester or within either of theym; but that the said Deanes Wardeyns Provosties Maisters Presidentes Rectours Principalles Prebendaries Personnes Vicars Chauntrye Prestes Felawes Scolers Dymyes Brothern Chapleyns Clerkes Corusters and other Scolers and Studentis, and their Successours and every of theym for the tyme beyng within the said Universitis or within either of theym or within the said Colleges, of oure Ladye in Eaton besides Wyndesore and of Saynt Marie College of Wynchester besides Winchester or within eyther of the said Colleges, shall have holde possede and enjoye accordyng to their severall interest and titles as in the right of their said Deaneries Colleges Howses Collegiate Rectories Hostelles Hospitalles Halles Prebendes Personnages Vicarages Chauntries, free Chapelles Provostshippes Maistershippes Felawshippes Brotherodes Chapleineshippes Clerkeshippes Corustershippes and other promotions spirituall, all and singuler their Manours Landes Tenementes Rentes Possessions Offices Benefices Tithes and other what soever profites and emolumentes aswell spirituall as

A. D.
1535-6.

temporall of what somever nature or qualitie they or enny of theym be, as quietly and freelye without payeng or payment of the said first frutes and yerely rent of the tenth or either of theym, in lyke maner fourme and condicion as thoughte the said acte made the forsaid xxvj yere of oure said Sovereigne Lorde the Kyng for the payment of the said firste frutes and tenthe had never ben made ne ordeyned.

III.

No Writs
or other
Process
shall issue
out of the
King's
Courts for
the payment of
the said
First
Fruits or
Tenths
remitted.

AND be it further enacted by the auctorite above said that no manner of writte or writtes precepte or preceptes or other processe, at any tyme after makyng of this present acte, be made or written out of enny of oure said Soverayne Lorde the Kynges Courtes within this his Realme comenlye called the Chauncerye, the Kynges Benche, Comune Place, or of his Eschequier or oute of any other Courte place within this his Realme for payment of the said firste frutes or tenthe remytted and releaxid as is afore rehersed, whereby any of the said Wardeynes Deanes Provostes Maisters Rectours Presidentes Principales personnes Vicars Chauntrie Preestes Felaws Scolers Dymyes Brotherne Chapleyns Clerkes Corusters or other Studentes and Scolers, whiche now be or hereafter shalbe within the said Universities of Oxford and Cambrigge or within either of theym or any of them, or their Successours or the Successours of ennye of them, or within the Colleges of our Ladye in Eaton besides Wyndesore and of Saynt Marie College of Wynchester besides Wynchester or eyther of theym or their Successours or the Successours of enny of theym, or the Ordynaries or Cōlectours theirunto by the said acte lymytted and appoynted, shalbe in any wyse sommoned distrayned attached or otherwise vexid trowbiled or greved in their bodies landes tenementes possessions aswell spirituall as temporall or other promocion spirituall or other whatsoever Revenues Commodities and Emolumentes of what nature or qualitie soever they be, or in their goodes and catalles or in any of them for or because of the said firste frutes and tenth parte of eyther of theym; but that they and every of them and their Successours of the said firste frutes and tenth parte and of every of theym be by this present acte clerelie

releaxid pardonned acquietid and discharged ageynst our said Sovereigne Lorde his Heires and Successours for ever. A. D. 1535-6.

IN CONSIDERACION of whiche his mooste gracious pardonne and releaxe of the said firste frutes and tenthe, and for encrease of larnyng in the saide Universities, His Graces pleasure is that it be enacted by auctoritie of this present parliament that all the Colleges Houses and Halles corporate in eyther of the said Universities shall perpetuallye fromhensforth, at their owne propre costes and charges, fynde in everye of the said Universities one discrete and larned personnage to reade one opyn and publique lectour in every of the said Universities in any suche Science or tonge as the Kynges Majestic shall assigne or appoynte to be mooste profitable for the Studentes in either of the said Universities, every whiche lecture shalbe called perpetually Kyng Henry the eight his lecture.¹ IV. Each University shall maintain a Lecture, to be called King Henry VIII's Lecture.

AND for a further perpetuall memoriall, and leste suche inestimable goodnes and bountecouse gyfte by his Majestic at this tyme declared to his Universities and Collegies aforsaid shuld be had in oblyvyon, Be it enacted by the auctoritie aforesaid that aswell the Chauncellours of the Universities aforsaid or ther Deputes Masters and Scolers and their Successours and the Successours of every of theym, within the Church of Saynt Marie in eyther of the said Universities, and the forsaid Provostes of oure Ladye College in Eaton besides Wyndesore with the Felawes Scolers and other Ministers in their Collegiate Church, V. The Chancellors of the Universities, and the Provost of Eton and Warden of Winchester shall cause Two Masses to be sung yearly, on

¹ On the 12th of December, 1536, the University of Oxford in Congregation assessed the Colleges severally, according to their estimated revenues, to make up a yearly stipend of twenty marks (13*l.* 6*s.* 8*d.*) for the Lecturer required by this Act. Reg. FF, fol. 130 a; a record printed by Gutch in *Collectanea Curiosa* I, 188. (G.)

A Lecturer in Divinity was accordingly appointed, and continued under this arrangement till 1540, when the King founded in each University the five Regius Professorships of Divinity, Greek, Hebrew, Civil Law, and Physic, charging the stipends of £40 a year each on the revenues with which he endowed the Cathedral Church of Westminster erected by him in that year. The Church of Westminster was relieved of this burden on surrendering certain estates to the King, who in 1546 granted part of those estates to Christ Church, Oxford, and part to Trinity College, Cambridge, with the obligation of paying the stipends of the Regius Professors of Divinity, Greek, and Hebrew, in Oxford and Cambridge respectively. The stipends of the Regius Professors of Civil Law and Physic were charged on the Exchequer.

A. D.
1535-6.
8 May and
8 October;

and after
the King's
Death Two
Anniver-
saries to be
kept of the
said Days.

The Heads
of Houses
and
Graduates,
&c. shall
take an
Oath to
observe
this Act.

VI.
Osney and
Rewley
Monas-
teries in
Oxford,

and the said Wardeyne of Saynt Marie College of Wynchester besides Wynchester with the Felawes Scolers and Ministers in their Collegiate Church, and their Successours and the Successours of every of theym, shall yerely kepe severallye in every of the said Universities and Colleges two masses to be there solempnelye songe, wherof one shalbe of the Holye Trynitye the viij daye of Maye and the other of tholye Gooste the eight day of October than next ensuyng, for the preservation of the Kynges Highnes and the mooste excellent Prynces Quene Anne his wyfe, and the right noble Princes Elizabeth doughter of our said Sovereigne Lorde and of the said Quene Anne duryng their lyves; and after the decease of our said Sovereigne Lorde shall yerely kepe for ever in the daies above rehersed two solempne annyversaries that is to saie dyрге over nyght and masse of requiem in the next morowe, in as devote fourme and manor as is divided and ordeyned for the annyversarie and obite of the mooste excellent Prynce of famous memory Kyng Henry the vijth father to oure said Sovereigne Lord; for the accomplisshemet wherof aswell the said Chauncelers and their Deputes and the Deanes Provestes Maisters Wardeyns and every Graduate that nowe is resident in both the Universities, as every persone that shall in enny of the said Universities procede in eny degree in larnyng, as also the said Provostes of Eaton besides Wyndesore his Felawes and Ministers and the Wardeyne of Saynt Marie College of Wynchester besides Wynchester his Felawes and Ministers, that nowe be resident and hereafter shalbe resident in enny of the said Universities or Colleges, at their firste admission unto eny Office or rowmeth in any of the said Universities or Colleges, shall receyve a corporall othe to se the premisses for their tymes and duryng their apode in any of the said Universities or Colleges inviolablie observed and contynued in maner and fourme above specified in this present Acte.

PROVYDED also that this present acte in any wyse extendе not to the Monasteries of Osneye or Rewley within the Universitie of Oxford, ne unto Barnewell within the Subburbes of Cambrigge; ne be in anny wyse extended

to any personne or personnes whiche at this present tyme hath or hereafter shall have any personnage Vicarage Chauntrie free Chapell or any other promocion spirituall, of what nature or name soever they be of, being of the patronage or gyfte of eny of the said Colleges Howses Collegiate Halles Hostelles Hospitalles or other places of Studentes within the said Universities or either of theym, or of the collacion or patronage of the said Colleges of our Ladye of Eaton besides Wyndesore or of Saynt Maries College of Wynchester besides Wynchester or eyther of theym, beyng no percell nor in any wise apperteynyng or belongyng of or unto any of the lyvings of the said Deanes Wardeynes Provostes Maisters Presidentes Rectours Principalles Prebendaries Persones Vicars Chauntrie Preestes Felawes Scolers Dymyes Brotherne Chaplcynges Clerkes Corusters and Studentes within the said Universities and eyther of theym, and within the said Collegies of our Ladye of Eton besides Wyndesore and of Sainte Marie College of Wynchester besides Wynchester and eyther of theym, by the Ordynaunce or fundacion of the said Colleges and Howses or enny of them.

A. D.
1535-6.
and
Barnewell
in Cam-
bridge, ex-
cepted
from this
Act; as
also Bene-
fices at-
tached to
Offices, &c.

PROVYDED also and be it enacted that the profutes yerely goyng to and for the exhibicion of the Wardeyne Felawes and Scollers of Durham College in Oxforde be in no wyse chargeable to the said former Acte made in the said xxvj yere concernyng the graunte of the said tenthes and firste frutes, but that the said Wardeyne Felawes and Scolers and their Successours shall and may take benefite of this acte as other Colleges in Oxford maye and shall by vertue of this present acte.

VII.
Durham
College in
Oxford
may take
the Benefit
of this Act.

PROVYDED also that this acte nor any thyng therein conteyned, enny wise extende to acquyte and discharge any person or personnes what soever he or they be nowe beyng or whiche hereafter shalbe within the said Universities or either of theym, or within the said Colleges of Eaton besides Wyndesore and Seynt Marie College of Wynchestre beside Wynchester or within either of theym, of and for the said firste frutes and tenth parte or either of theym whiche nowe hath or hereafter shalhave any Deanerie

VIII.
None shall
be acquit-
ted in
respect of
Possessions
not belong-
ing to the
said Uni-
versities,
&c.

A. D.
1535-6.

Wardeynshippe Maistershippe Presidentshippe Rectorshippe Principallshippe Prebende Parsonnage Vicarage Chauntreie free Chapell Felawshippe Scolershippe Dymyshippe Brotherhode Chaplenshippe Clerkeshippe Corustershippe Hospitall or other promocion spirituall, of what name nature or qualite soever it be, out of the said Universities or out of eyther of theym, beyng no parcell nor in any wise apperteynyng or belongyng of or unto the said Deaneries Colleges Howses Collegiate Rectories Hostelles Hospitalles Halles Prebendes Parsonnages Vicarages Chauntreis free Chapelles Felawshippes Scolershippes Dimishippes Brotherhodes Chapleyneshippes Clerkeshippes Corustershippes and other promocions spirituall within the said Universities or either of theym, nor beyng enny parcell or eny wise appertaynyng or belongyng of or unto the said Colleges of our Ladye in Eaton besides Wyndesore and of Saynt Marie College of Wynchester besides Wynchester or to either of theym: Any thyng conteyned in this presente acte to the contrary therof notwithstanding.

28^o HEN. VIII. CHAPTER X.

A. D. 1536. AN ACTE extynguysshing the auctoryte of the Busshop of Rome.¹

VI. [Section 6 directs that every ecclesiastical and temporal judge, officer, or minister of whatever degree shall on admission to office take a corporal oath]
 Oath to be taken by all Officers, Ecclesiastical and Temporal for renouncing all Jurisdiction of the See of Rome, and for supporting the
 that he fromhensforth shall utterly renounce refuse relinquish or forsake the Bisshoppe of Rome and his auctorite power and jurisdiction; and that he shall never cofisent nor agree that the Bisshoppe of Rome shall practise exercise or have any manere of auctorite jurisdiction or power within this Realme or any other the Kynges Domynions, but that he shall resist the same at all tymes to thuttermost

¹ Another oath was substituted by 35 Hen. 8. c. 1 (*infra*) for the oath prescribed by this Act. This Act was repealed by 1 & 2 Ph. & M. c. 8. s. 4 [ss. 15, 20., Ruff.] (*infra*), and the repeal was confirmed by 1 Eliz. c. 1. s. 4 [s. 13., Ruff.] (*infra*).

of his power; and that fromhensforth he shall accepte
 repute and take the Kynges Majestie to be the oonly
 supreme hedd in erth of the Church of Englonde; and that to
 his connyng wytt and uttermost of his power, without gile
 fraude or other undewe meane, he shall observe kepe mayn-
 tene and defende the hole effectes and contentes of all and
 singuler actes and Statutes made and to be made within
 this Realme, in derogacion extirpacion and extinguysshment
 of the Bisshoppe of Rome and his auctorite, and all other
 Actes and Statutes made and to be made in reformation
 and corroboracion of the Kynges Power of supreme heed in
 erth of the Church of Englonde; and this he shall doo
 ayenst almanere of personnes of what estate dignytie degre
 or condicion they be, and in no wise do nor attempte, nor
 to his power suffer to be doon or attempted directly or
 indirectly, any thing or thinges prively or apertly to the
 lett hyndraunce damage or derogacion therof or of any
 parte therof by any manere of meanes or for eny manere of
 pretence; and in case any oth be made or hath be made by
 hym to eny person or persones, in mayntenaunce defence or
 favour of the Bisshoppe of Rome or his auctorite jurisdiction
 or power, he repute the same as vayne and adnychilate:
 So helpe hym God All Seyntes and the Holy Evangelistes.

A. D. 1536.
 King's Su-
 premacy.

Former
 Oaths to
 the con-
 trary to be
 reputed
 void.

AND it is also enacted by the actorite aforsaid, that
 . . . And that also all and every religious personn, at the
 tyme of his or their profession or entre into religion, and
 every other ecclesiasticall personne at the tyme of his
 taking of Orders, and all and every other persone which
 shalbe promoted or preferred to any degre of lernyng in
 any Universitie within this Realme or other the Kynges
 Domynions at the tyme of his promocion or preferment,
 and every of them, shall make take and receyve the said
 othe before his or their Sovereign Ordynary or the¹ Com-
 myssary of suche Universitie.

VII.
 Such Oath
 shall be
 taken by
 all Persons
 suing
 Livery,
 &c. or
 taking
 Office;
 or being
 professed;
 or taking
 Orders or
 Degrees.

[By section 8 obstinate refusal to take the oath is made
 high treason, and punishable accordingly.]

¹ *the the* in Statutes of the Realm, a copyist's or printer's error, the roll
 being as here printed.

28^o HEN. VIII. CHAPTER XIII.

A. D. 1536. AN ACTE compellyng spirituall persons to kepe resydence upon their Benefyces.¹

[The Act recites s. 15 of 21 Hen. 8. c. 13 (*supra*), and the proviso in s. 17 for scholars studying at Universities, and proceeds as follows.]

Evasion of
the Statute,
under Pre-
text of the
said Pro-
viso :

. . . Sithens the making of which good acte and statute, dyvers and many persons being beneficed with cure of soule, (as is aforesaid), and being not apte to studye by reason of their age or otherwise, ne never entending, before the making of the said Acte, to travaile in studye within any of the said Universities for the encrease of lernyng, but rather myndyng and entendyng their owne ease singular lucre and pleasure, by the same provision colourably to defraude the same good Statute and Ordynaunce, doth daily and commonly resorte and repayre to the said Universities of Oxenford and Cambrige and to either of them, where they under the said pretence and colour of studye doth contynue and abide lyvyng dissolutely, nothing profytyng themselves by study at all in lernyng, but consume the tyme in idelnes and in other pastetymes and insolent pleasures, gyvyng occasion and evell example therby to other yong men and studyentes within the said Universities, little or nothing regardyng their cure and charge of sowle, contrary to the myndes and entente, of the makers of the forsaid good statute and ordenaunce; and also dyvers and many olde beneficed men have and doo continually remayne there, never excersysing nor practising their lernyng to the example of vertue and mayntenance of the common weale in discharge of their consciens according to their duetie, havyng nevertheles and occupyng suche romes and commodities as were institute and

¹ The privileges of scholars as to non-residence were further restricted, and those of the other persons named in this Act confirmed, by 43 Geo. 3. c. 84. ss. 15, 16 (*infra*). This Act was repealed by 57 Geo. 3. c. 99. s. 1 (*infra*).

ordeyned for the mayntenaunce and relief of pore Scolers, A. D. 1536. to the great hindraunce and detryment of the same: Be it therfore enacted by the King our Sovereign Lorde with the assent of the Lordes spirituall and temporall and the Comens in this presente parliament assembled, That all and singuler spirituall persone and persones, which now be or hereafter shall be to any benefice or benefices promoted (as is aforesaid), being above the age of xl. yeres (the Chauncellour Vychauncellour Commissary of the said Universities, or any of them, Wardens Deanes Provostes presidentes Rectours Masters Principals and other hedd rulers of Colleges Halles and other Houses or places corporate within the said Universities, or any of them, Doctours of the Chaier, reders of Dyvynite in the common scoles of Dyvynitie, in any of the said Universities oonly excepted) shall be resident and abydyng at and uppon one of their said benefices, according to thentent and true meanyng of the said former acte; uppon suche payne and penalties as be conteyned in the said former acte made and appoynted for suche beneficed persons for their none residence; And that none of the said beneficed persones, being above the age aforesaid, except before excepte, shall fromhensforth be excused of their none residence uppon the said benefices, for that they be studentes or resiante within the said Universities or any of them; any proviso or any other clause or sentence specified or conteyned in the said former Acte of none residence, or any other thing or thinges, to the contrary herof in any wise notwithstanding.

Spiritual
Persons,
above 40
Years old,
shall not
be excused
for Non-
residence
on their
Benefices
as Stu-
dents, &c.
Except the
Chan-
cellor,
Masters of
Colleges,
&c.

AND over this be it enacted by the auctoritie before said, that all and singler suche beneficed persons, being under the age of xl. yeres, resiant and abydyng within the said Universities, or any of them, shall not enjoye the privilege and libertie of none residence, conteyned in the proviso of the said former acte made for the Scolars and Studyentes of the said Universities or any of them, onles he or they be present at the ordynary lecture and lectures, as well at home in their houses as in the common scole or scoles, and in their propre persons kepe sophemes problemes dis-

II.

None shall
have Privi-
lege of
Non-resi-
dence as
Scholars,
unless they
attend all
Lectures,
&c.

A. D. 1536. putacions and other exercises of lernyng, and be ap-
ponent and respondent in the same, accordyng to the
ordynaunces and statutes of either of the said Universities
where he or they shall be so abydyng or resiant; any
thing conteyned in the said proviso or former Acte to the
contrary notwithstanding.

III. PROVIDED allway that this Acte shall begynne to take
Com-
mencement
of Act. effecte at the feaste of Saynt Michael tharchaungell next
commyn¹ and not before.

IV. PROVIDED alway that this Acte nor any thing therin
Proviso for
Lecturers,
&c. and
Persons
proceeding
Doctors,
&c. conteigned shall extende to any person or personnes, which
now is or hereafter shall be readers of any publique or
common lecture in Dyvynite lawe civile phisick philosophi
humanytie or of any of the liberall sciences, or publique or
common interpretours or techers of the Ebrewe tong Caldey
or Greke, in whatsoever College or place of any of the said
Universities the said persones for the tyme being shall rede
the said common or publique lectures; nor yet to any
person or personnes which, after or about the age of xl.
yeres, which shall resorte to any of the said Universities to
procede Doctures in dyvynite lawe civile or phisick, for
the tyme of their said procedinges and executing of such
sermons dispicions or lectures, which they be bounde by
the Statutes of the Universities there to doo for the said
degrees so obteyned.

28^o HEN. VIII. CHAPTER XVI.

AN ACTE for the release of suche as have obteyned
pretended Lycences and Dispensacions from
the See of Rome.²

III. AND that it may be also enacted by the auctoritie of this
Arch-
bishops present parliamente that all Archebisshoppes and Bisshoppes

¹ Michaelmas, 1536.

² This Act was repealed by 1 & 2 Ph. & M. c. 8. s. 4 [ss. 16, 20., Ruff.]
(*infra*), and revived by 1 Eliz. c. 1. s. 2 [s. 10., Ruff.] (*infra*). Section 3, how-
ever, was temporary in character.

of this Realme, or of any the Kinges Domynions, conse-
 crated and at this present tyme taken and reputed for
 Archebisshoppes and Bisshoppes, may, by auctoritie of this
 present parliamente and not by vertue of any provision or
 other forayne auctoritie licens facultie or dispensacions,
 kepe enjoy and retaign their Archebisshoprikkes and
 Bisshoprikkes, in as large and ample manere as if they
 hadd ben promoted elected confirmed and consecrated
 according to the due course of the lawes of this Realme;
 And that every Archebisshoppe and Bisshoppe of this
 Realme and other the Kinges Domynions may mynister
 use and excercise all and every thing and thinges per-
 teynnyng to thoffice or order of an Archebisshoppe and
 Bisshoppe, with all tokens insignes and ceremonies therunto
 laufully belongyng; And that all Ecclesiasticall persons of
 the Kinges Realme and Domynions, which at this tyme
 be taken hadd and reputed for Abbottes Priours Abbasses
 Prioresses and other heedes of Religion, (which be not
 nother shall be excluded from their Dignities by the late
 Acte of Suppression,) and the religious persons lyvyng
 under their obedience, and all persons nowe taken and
 reputed as maisters presidentes provostes and Wardeyns
 of Cathedrall Churches and Colleges, with the Companyes
 and felowshippes of the same, all prestes and Clerkes
 which have receyved any of the ecclesiasticall orders, all
 Archdeacons and Deanes and other havynge offices cures
 and Dignities spirituall, may, by auctorite of this acte
 and not by the vertue of any forayne power or auctoritie,
 admynyster use and excercise all thinges pertynyng to
 their dignities offices orders cures religious and felow-
 shippes, and may lufully hereafter use all tokens insignes
 and ceremonies which they have ben accustomed to use
 in tymes paste, (so it be not expressly agaynst the lawes
 of God and this Realme), any thing or thinges conteyned
 in any acte or actes made sithen the begynnyng of this
 present Parliament to the contrary of any of the premisses
 in any wise notwithstanding.

A. D. 1536.

and
 Bishops
 may con-
 tinue to
 exercise
 their Juris-
 diction as
 authorised
 by this Act.

As also
 Abbots,
 &c. not
 excluded
 under
 Statute
 27 H. VIII.
 c. 28.

Religious
 Persons;
 Heads of
 Colleges,
 &c.

Priests,
 Clerks,
 Arch-
 deacons,
 &c.

28^o HEN. VIII. CHAPTER XXXIX. [*Cap. 22., Ruff.*]

A. D. 1536. AN ACTE concernyng the assuraunce of certen Londes unto the Kynges Majestie and unto his heires somtyme belongyng unto the Erl-dome of Marche.

VIII. PROVYDED also that this acte nor any thyng therin con-
 Proviso for King's College Cambridge. teyned extende nor be in any wyse prejudicyall or hurtfull to the Provost and Scolers of the Kynges College of our blessed Lady and Saynt Nicholas of Canbrige nor to eny of theyre successours of for or concernyng eny Maners Landes Tenementes or Heredytamentes which the sayde Provost and Scolers now lawfully hath or have by the gyft graunt bequest or other apoyntment of the Kynges Highnes, or of eny of his noble progenytours, or of eny other person or persons hertofore had made gyven or graunted unto the sayde Provost Scolers or to eny of theyre predecessours; any thyng in this acte conteyned to the contrary notwithstondyng.

31^o HEN. VIII. CHAPTER IX.

A. D. 1539. AN ACTE for the King to make Bisshoppes.¹

For Employment of Religious Folk, &c.;

FORASMUCHE as it ys not unknowen the slouthfull and ungodly lief which hathe bene used emonges all those sorte which have borne the name of religious folke, and to thentent that from hensforthe many of them myght be turned to better use as hereafter shall followe, wherby Gods worde myght the better be setforth, Childern brought upp in lerning, Clerkes norished in the Universyties, olde servauntes decayed to have lyvynges, Almeshouses for poore folke to be susteyned in, Reders of Grèce, Ebrewes, and Latten to have good stipend, daylie Almes to be ministred, mendinge of highe weyes, exhibicion for mynisters of the Church; It is thought therefore unto the

¹ This Act was repealed by 1 & 2 Ph. & M. c. 8. s. 4 [s. 18, 20., Ruff.] (*infra*), and the repeal was confirmed by 1 Eliz. c. 1. s. 4 [s. 13., Ruff.] (*infra*).

Kinges Highnes most expedient and necesarie that moe A.D. 1539.
 Bisshoppriches Collegiat and Cathedrall Churches shalbe
 establissed, in stede of these foresaide Religious Houses,
 within the foundation wherof this other titles afore rehersed
 shalbe established ; Be it therfore enacted . . .

[The Act empowers the King by letters patent or other
 writings under the great seal to declare and nominate
 such number of Bishops, such number of Cities, Sees
 for Bishops, Cathedral Churches and Dioceses, and to
 endow them with such possessions, as he shall think
 necessary.¹]

32° HEN. VIII. CHAPTER XVI.

Concerning Strangers.²

A.D. 1540.

AND furthermore be it enacted by thauctoritie aforesaid II.
 that no alien or Straungier denisen or not denisen using Aliens in
 any handy crafte, being borne out of the Kinges Graces the Univer-
 obeisaunce, inhabiting within the universities of Oxford or sities, &c.
 Cambridge, or within the precincte of Sainte Martins le shall keep
 Graunde in London, or within any other suche like places only Two
 privileged, shall from the feast of Saint Michaelle tharch- Alien
 aungell next coming³ retaine have or kepe in their service Servants.
 any apprentice Journeman or servaunte being aliens borne
 out of the Kinges obeisaunce above the nombre of two
 personnes at one tyme uppon payne and penalitic con-
 teynid in the saide acte made in the said xiiijth and xvth
 yeres of his Graces reigne ; Any act or provsion hereto-
 fore made to the contrarie in any wise notwithstanding.

¹ Among the bishoprics founded under this Act was that of Oxford. By the letters patent of foundation of the 1st of September, 1542, the dissolved Abbey of Oney was assigned for the Cathedral Church by the name of 'The Cathedral Church of Christ and the Virgin Mary of Oxenford', and Oxford as the Bishop's See was created a city. In 1545 the King took a surrender of this church and by letters patent of the 4th of November, 1546, founded the new cathedral establishment of Christ Church, and again created Oxford a city.

² See 14 & 15 Hen. 8. c. 2, and 21 Hen. 8. c. 16 (*supra*). This Act was not repealed by 19 & 20 Vict. c. 64, but has been repealed by S. L. R. Act, 1863.

³ Michaelmas 1540.

32^o HEN. VIII. CHAPTER XXIII.

A. D. 1540. THE Subsidie of the Clergie of Canturbery.

[The Act confirms a grant made by the Clergy of the Province of Canterbury of a subsidy of four shillings in the pound payable in two years and a like grant to be made by the Clergy of the Province of York. The former grant, which is recited in full, contains the following proviso.]

Proviso for . . . Provided alwaies that this Subsidy shall not be de-
maunded nor levied out of any benefice or College situat
the Univer- or sett within the Universities of Oxenford or Cambrige,
sities, &c. or of anny Benefices or other Revenues unto any College of
Oxford or Cambridge united and appropriated, nor of the
Colleges of Eton nygh Wyndesore, nor of the College of
Wynchester founded by William Wikham some tyme
Bishop of Winchestre, nor of anny Church or Benefice or
other Revenues to the said Colleges or to anny of them
annexed appropriated or otherwise apperteyning.¹

33^o HEN. VIII. CHAPTER XXVII.

A. D. 1541-2. AN ACTE for Leases of Hospitales Colledges and
other Corporacions to be good and effectuell
withe the Consent of the more partie.

Assent by
the Ma-
jority of
Corpora-
tions to
Grants, &c.
sufficient at
Common
Law:

ALBEIT that, by the common lawes of this Realme of
Englande, all assentes eleccions grauntes and leases
had made and graunted by the Deane Warden Provost
Maister President or other Governor of any Cathedrall
Church Hospital College or other Corporacion, by whatso-
ever name they be incorporate or founded, with thassent
and consent of the more or greater parte of their Chapter
fellowes or bretherne of suche Corporacion, havinge voyces
of assent therunto, be as good and effectuell in the lawe to
the grauntees and leassees of the same, as if the residue or

¹ This clause is repeated practically without alteration in 34 & 35 Hen. 8. c. 28, 37 Hen. 8. c. 24, and 2 & 3 Edw. 6. c. 35. For note on Subsidy and Land Tax Acts see Appendix IV.

the whole number of suche Chapter fellowes and bretherne of suche Corporacion havinge voices of assent had therunto consented and agreed ; yet, the saide common lawes notwithstandinge, diverse founders of suche Deaneries Hospitalls Colleges and Corporacions within this saide Realme, have, upon the foundation and establishment of the same Deaneries Hospitals Colleges and other Corporacions, established and made, amonges other their peculier actes locall statutes and ordinaunces that yf any one of suche Corporacion havinge power or auctoritie to assent or dissent shoulde and woulde denye anye suche graunte or grauntes, that then noe suche seale¹ eleccion or graunte shoulde be had graunted or leassed ; And for the performance of the same everie person havinge power of assent to the same have bene and be daylie thereunto sworne, and so the residue may not proceede to the perfection of suche eleccions grauntes and leases accordinge to the course of the common lawes of this Realme, unlesse they shoulde incurre the daunger of perjurie: FOR THE avoydinge whereof and for the due execucion of the common lawe universally within this Realme and everie place in one conformytie of reason to be used, Be it ordeyned established and enacted by thaurtoritie of this present Parliament, that all and everie peculiar Acte order rule and estatute, heretofore made or hereafter to be made, by any Founder or Founders of any Hospitall College Deanerie or other Corporacion at and upon the foundation of any suche Hospitall College Deanerie or Corporacion, wherby the graunte lease gyfte or eleccion of the Governor or Ruler of suche Hospitall College Deanerie or other Corporacion, with thassent of the more parte of suche of the same Hospitall College Deanerie or Corporacion, as have or shall have voice of Assent to the same at the tyme of suche graunte lease gyfte or eleccion hereafter to be made, sholde be in anywise hindred or lett by any one or moe beinge the lesser number of suche Corporacion, contrarie to the fourme order and course of the common

A. D.
1541-2.

Rules, &c.
made by
Founders
of some
Colleges,
&c. that
the Dissent
of One
Member
shall prevent any
Grant, &c.

Oath for
the Observance of
such Rules:

All such
Rules, &c.
whereby
the Effect
of the Assent of the
Majority is
hindered,
by a
Minority of
negative
Voices,
declared
void :

¹ lease in Original Act.

A. D.
1541-2.
Oaths for
their Ob-
servance
annulled,
&c.

Penalty on
Person
giving such
Oath, £5.

lawe of this Realme of Englaunde, shalbe from hensforth clerely frustrate voide and of none effecte: And that all Othes heretofore taken by any person or persons of suche Hospitall College Deanerie and other Corporation, shalbe for and concerning the observaunce of any suche order estatute or rule demed voyde and of none effecte: And that from hensforth noe manner person or persons of any such Hospitall College Deanrie or other Corporacion shalbe in anywise compelled to take anye othe for the observinge of anye suche order estatute or rule, upon the payne of everie person soe givinge suche othe to forfeyte for everie tyme soe offendinge five poundes, The one moytie thereof to be to the use of our Sovereigne Lorde the Kinge And thother moytie thereof to any of the Kinges subjectes which will sue for the same in any of the Kinges Courtes of Recorde by accion of debte bill playnt informacion or otherwise, wherein the defendaunt shall not be admytted to wage his lawe nor any proteccion nor essoyne or any other delatorie plea admytted or allowed.

33^o HEN. VIII. CHAPTER XLIV [*Cap. 5., Ruff.*]

AN ACT for Kinges Colledge in Cambridge.¹

King's
College
endowed
by Henry
VI. and
Edward
IV. with
alien
priors of
Allerton
Maul-
everer,
Wotton,
St. James
high
Exeter, and
Tofts.

WHERE the right famous Princes King Henry the sixt and King Edward the Fourth Progenitours to your most Excellent majesty of their vertuous disposicion and sincere devocion having most tender zeale favour and affection to the worde of god intending the encrease and contynuaunce of the learnyng teaching and preaching the same within this Realme of Englund, of their mere mocion and certen Knowledge by their lettres patentes did geve graunte and confirme to the provost and scolers of the colledge of our blessid lady and saint Nicholas in

¹ The title of this Act is taken from the table on the roll as printed in Statutes of the Realm. The Act itself is not on the roll, and is here printed from the original Act (No. 42) preserved at the House of Lords.

the universitie of Cambridge otherwise called the Kinges Colledge in Cambridge and to theire Successours forever, Of whiche said colledge the said Kinges were Founders And wherof your said majestie is nowe Founder, amonges diverse lordshippes Manours londes tenementes Priouries pencions porcions and other hereditamentes The Prioury of Allerton Malyverer in the countie of York whiche was a Prioury Alien, the Prioury of Wotton with thappurtenaunces in the Countie of Warrwick, the Prioury of Saint James nygh Excetour in the Countie of Devon, and the Prioury of Toftes in the Countie of Norffolk And also the Advousons of Churches and of all other ecclesiasticall benefices pencions porcions rentes and services to the same Priouries in any wise apperteynyng or belonging, As by the said lettres patentes more playnely may appere: By vertue of whiche grauntes the Provost and Scolers of the said Colledge were seased in their Demeane as of fee as in the right of the said Colledge of and in the said Priouries and of and in all and singuler Maners Landes tenementes rentes services Advousons of churches and of all other ecclesiasticall benefices proffittes pencions porcions liberties privileges Fraunchises and all other hereditamentes that did at any tyme belong or apperteigne to the said Priouries or any of theym And the issues and proffittes of the same have perceived received and taken to the use of the said Colledge contynually eversithen the said lettres patentes to theym therof made as is aforesaid In whiche said lettres patentes and in Diverse wordes clauses and sentences comprised within the same do and may insurge and arise diverse and sundry Ambiguyties Doubtes and qæstions aswell uppon the generaltee of som wordes clauses and sentences conteyned in the same and in non recitales mysrecitales and suche other like As also for lak of fyndyng of offices or Inquisicions whereby the title of your said progenitours theryn ought to have ben founde before the making of the said lettres patentes or for mysrecitall or non recitall of leases aswell of Recorde as not of recorde, or for lak of ærtenty of the values of the

A. D.
1541-2.

Doubts as
to the title
of the
College.

A. D.
1541-2.

Title con-
firmed.

same, or by mysnamyng of the Manours landes tenementes and other hereditamentes belonging or apperteynyng to the said Priouries or any of theym or by suche like matier wherby the said Provost and Scolers nowe being and their successours myght perchaunce in tyme to comme be put to sute vexacion or trouble in the premysses contrary to the true meanyng and intent of the said Founders: IN avoiding wherof pleasith it your most excellent majestie of your most vertuous and accustomed goodnes, that it may be enacted by your most roiall highnes by thassent of your lordes spirituall and temporall and your Commens in this present parliament assembled and by auctorite of the same, that your said subjectes the said Provost and Scolers of the said colledge of our blessid lady and saint Nicholas in the universite of Cambridge otherwise called the Kinges colledge in the universite of Cambridge and their successours shall and may fromhensforth have holde possede occupy and enyoie to theym and their Successours forever, All the said Priouries of Allerton Malyverer in the Countie of York, the said Prioury of Wotton with thappurtenaunces in the Countie of Warrwick, the said Prioury of saint James nygh Excetour in the Countie of Devon, the said Prioury of Toftes in the Countie of Norffolk And all and singuler Manours Landes tencementes rentes revercions services advousons and patronages of churches Chapelles and all other ecclesiasticall benefices pencions porcions tithes oblacions offerynges leetes courtes liberties Fraunchesies Commens emolumentes proffittes commodities Jurisdiccions and all other hereditamentes whatsoever they been that Did apperteigne or belong to the said Priouries or to any of theym, And wherof the Priour or Priours Goernour or Goernours of the said Priouries or any of theym were ceased in the right of the said Priouries, And whiche the said Priours of the said late Priouries or any of their Predecessours, at any tyme had used perceived or enyoied, And whiche the said Provost and scolers or their Predecessours at any tyme had helde perceived used or enyoied in suche and as ample maner

and fourme as any of the said Priours of the said Priouries, or the said Provost and scolers, or any of theire Predecessours have had used or enyoied; And that the said Provost and scolers of the said Colledge and theire Successours for ever shall and may have holde and enyoie the said Priouries Manours Landes tenementes rentes revercions services Advousons or patronages of churches Chapelles benefices pencions porcions tithes oblations offrynges leetes Courtes liberties Fraunchesies and hereditamentes and all other the premysses agaynst your said highnes your heires and successours withoute any other graunte licence dispensacion or tolleraunce of your said majestie your heires or successours or of any other person or persons whatsoever they been pretending to be founders or Donours of the premysses or any parte therof or pretending to be heire or successour to the said Founders or Donours or any parte therof; And that withoute any Impeachment for the premysses or any parte therof, or for any Intrusion entree or occupation of the same and withoute any accompt making for any issues proffittes or revenues afore tyme renne of or for the premysses or any parte therof to your highnes your heires or successours

A. D.
1541-2.

Saving to all and singuler persones and bodies pollick and corporate theire heires and Successours, and the heires and successours of every of theym, other then your said majestie your heires and successours and the heires and successours of every of theym, All suche right title clayme interest possession Revercion Remynder entrees condicions rentes and services offices fees Annuyties Commens and all other proffittes whiche they or any of theym have, or of right ought or mought have had in or to any of the said Priouries Manours Landes tenementes and other hereditamentes or other the premysses or any parte or parcell therof As though this present act had never been ordeyned ne made.

11.
General
Saving.

34° & 35° HEN. VIII. CHAPTER XLII. [Cap. 15., Ruff.]

A. D.
1542-3.

AN ACT concerning the Inheritance of Hugh Dennis and 20 li. per Annum to Magdalen Colledge in Cambridge.¹

Devise by
Hugh
Dennis
of the
Manour of
Purley, &c.
in default
of his own
Issue, to
John
Dennis in
Tail upon
Condition
to provide
Masses,
&c. for
ever for the
Souls of
Henry VII,
the Testa-
tor, and his
Wife.

MOSTE HUMBLY beseachith your moste Excellent maiestie your true faithfull and obedient Subject Hugh Denys sonne and heire of John Denys deceased newew unto Hugh Denys also deceased sumtyme one of the Esquyers of your graces bodie, That where as the said Hugh Denys deceased the nyynth day of the moneth of octobre in the yere of our lord god a thowsand Five hundred and enleven made ordeyned and declared his last will in writing touching all his Manours landes and tenementes with their appurtenaunces, and by the same his last will amongst diverse other thinges and clauses theryn conteyned, willed that all and every suche persons as then were seased in any maner of wise to his use of and in the manour of Purle with thappurtenaunces in the Countie of Essex and of and in the Revercion of the manours of Snorham Sayers Southouse Airesflete Airesflete marsshe Lathenden Lathenden peverell with their appurtenaunces in the said Countie of Essex shulde stande remayne and be still seased of them as hereafter doith ensue that is to say of the said manour of Purley with thappurtenaunces, and of the said Reversion of the manour of Snorham and other the premysses to the use of the said Hugh Denys deceased and Mary his wife and of theires of their twoo bodies commyng, And for lak of suche issue to the use of the said Hugh deceased and of theires of his body commyng, And for defaute of suche issue he willed that aswell his feoffes in his said manour of Purley As his feoffes in the Reversion of the said manours of Snorham Sayers Southouse Airesflete Airesflete marsshe Lathenden Lathenden peverell

¹ The title of this Act is that printed in the table of Vol. 3 of Statutes of the Realm from the Calendar for the year. The Act is not on the roll, and is here printed from the original Act (No. 38) preserved at the House of Lords.

with their appurtenaunces shulde stonde and be of them and of every one of them still seased to the use of the forsaid John Denys his newew and of theires of his bodie commyng, and that his said feoffes of the premysses shulde peasibly suffer the same John and theires of his body commyng to take levie and yerely receive the hole profittes of the same to the use and intente herafter ensuyng, that is to say that the same John Denys and the heires of his body commyng shulde yerely and forever with parte or parcell of thissues and proffittes of the said manours so by hym or any of them received fynde yerely and forever twoo honest prestes in suche place where it shulde fortune his body and his wives to be buried, whiche prestes shulde daily and yerely be bounden to pray and syng masses if they were disposed and pray specially for the Soule of your highnes most noble Father and prince of famous memory King Henry the Seventh and for the prosperous astate of your grace and for the soules of the said Hugh Denys and his wife their Auncestours and benefactours soules, and to say other Divine services for the soules aforsaid as is expressed in the said wille; And also he willed that his said newew John Denys and theires of his body commyng with parte of thissues and proffittes of the said manours shulde wekely forever distribute and give in almes to three pore men three shillings that is to say to every of them xijd by the weke to pray for the Soules abovereherced; And if it happened the said John to decease withoute heires of his body commyng, or if the same John or any of the heires of his body whiche shulde fortune by the sufferance of the feoffes of the said Hugh to take and perceiue thissues and proffittes of the said Manours, to faile and make defeaute in fynding of the said prestes, or distributing of the said Alpes in maner and fourme as before is ordeyned and willed by the space of a moneth or Six wekes at the furthest, then he willed that theires of the body of his said newew John shulde not fromthensforth take or Receyve any of the said issues and proffittes, but that his said feoffes shulde suffer his newew William Denys

A.D.
1542-3.

Gift over
in Default
of Issue by
John
Dennis, or
on Failure
to perform
the Con-
ditions.

A. D.
1542-3.

Death of
Testator ;
and of John
Dennis,
leaving
Hugh
Dennis his
Son and
Heir.

and theires of his body commyng to take and levie the said issues and proffittes to thentent and upon condicion that he or they therof and therwith shulde doo holde kepe and perfourme his said last wille, as in syndyng of the said prestes and distributing of the said almes in maner and fourme beforesaid ; And if it fortunied his said newew William to decease withoute heires of his body commyng, or if the same William or any of his heires of his body commyng did fayle and make defaulte in fynding of the said prestes or in distributing of the said almes by the space of a moneth or six wekes, then he willed that then and from-thensforth the said persons then being feoffed and seased of his said manours to his use, their heires and Assignes forever shulde take levie and Receive thissues and proffittes of all the said Manours landes tenementes to thuse and upon condicion and intent ensuyng that is to say that they shulde fynde Foure prestes payng yerely to every one of them twelve markes and to distribute to Twelve pore men wekely and yerely twelve shillinges, that is to say to every of them xijd in the weke ; AND OVERTHAT he willed that the said parsons so seased for the tyme being their heires and Assignes of the Residue and surplusage of thissues and proffittes of the forsaid Manours shulde yerely forever distribute and dispose the same in dedes of Charitie woorkes of mercye as by their discrecion and good consciens shulde be thought moste necessary for the healthe of the Soules abovesaide ; Saving he willed that every one of his feoffes shulde yerely Reteigne in his owne handes twenty shillinges of the said issues and proffittes for the true executing and perfourmyng of his said last wille and testament for his or their labours, As amongst Diverse other thinges in the said last wille at large more pleyne-ly it doith and may appeare The whiche said Hugh Denys Esquyer dyed withoute issue of his bodye, And after the said Mary deceased aboute three wekes paste, and the said John Denys is also deade, So that the said Hugh Denys is sonne and heire of the bodie of the said John, and is nowe lafully seased of the premysses in his Demeane as of Fee

taile upon the condicions expressed in the said last wille ;
 The which said Condicions cannot nor may be conveniently
 perfourmed nor fulfilled according to the said last wille by
 the forsaid Hugh Denys sonne and heire of the said John
 Denys, By occasion that the monastery Church and
 Priorye of Shene where the said Hugh Denys deceased is
 buryed, and where the said preestes and poore men shulde
 be founde and conducted by the woordes and intent of the
 said wille is laufully Dissolved and convertted and trans-
 posed to other purposes, and the same given by your grace
 to other persons ; By reason wherof the said Hugh Denys
 sonne of tne said John is in greate perill to incurre the
 penaltie and daungier of the condicions comprised in the
 said last will, and by reason therof in perill to loose his
 said lafull astate of inheritaunce of and in the said
 Manours landes tenementes and hereditamentes, Onles your
 Clemencye benygnytie and pitie be shewed unto the said
 Hugh in this behalf: IT MAY therefore please your moste
 Excellent Majestie of your accustomed goodnes that it
 may be enacted by the auctoritie of this present parlia-
 ment, that the said Hugh Denys sonne and heire of the said
 John Denys shall have holde and enyoie from the decease
 of the said Mary, all and every the forsaid Manours
 landes tenementes and hereditamentes with all and singuler
 their appurtenaunces to hym and to the heires of the
 body of the said John Denys laufully begotten absolutely
 purely and frely withoute any maner of condicion or cause
 of entree forfeiture use confidence or truste mencioned
 especified or comprised in the said last wille of the for-
 said Hugh Denys Esquier deceased, And that after the
 decease of the said Hugh sonne of the said John and for
 lak or in defaute of issue of the body of the said John
 Denys laufully begotten, the said manours landes tene-
 mentes and other the premysses shall Remayn and be to
 Sir Walter Denys knight sonne and heire of the forsaid
 William Denys and to the heires of the body of the said
 William Denys laufully begotten withoute any maner
 of condicion cause or entree forfeiture use confidence or

A. D.
1542-3.

The Con-
dition im-
possible
of Per-
formance.

Title of
Hugh, Son
of John,
confirmed,
free from
the Con-
dition.

A. D.
1542-3.

truste mencioned or comprised in the said last wille, And that for lak of suche issue of the bodie of the said William Denys, the said Manours landes and tenementes with their appurtenaunces shall Remayne and be to the right heires of the said Hugh Denys Esquyer deceased forever withoute any maner of condicion or truste mencioned declared or comprised in the forsaid last wille, Any thing conteyned or specified in the said last wille to the contrary of this Acte notwithstanding, And that the said Manours landes tenementes and other the premysses shalbe holden of the chief lorde or lordes of the fee or fees therof as they were before the making of this Acte, to all intentes constructions and purposes.

II.
A Rent of
£20 per
Annum
charged on
the Manors
for Mag-
dalene Col-
lege, Cam-
bridge, to
found Two
Fellow-
ships, &c.

And to thentent that som good deades may be done with parte of thissues and proffittes of the said manours landes tenementes and other the premysses for Recom-
pence and satisfaccion of syndyng of the said Twoo prestes and three pore men, As is mencioned in the said last wille :
IT MAY ALSO please your majestie that it may be enacted by your highnes with thassent of the lordes Spirituall and temporall, and the commens in this present parliament assembled, and by auctoritie of the same that the master and Fellowes of the College of saynt Mary Mawdelyn in Cambridge and their Successours shall have and enyoie forever, oute of the said Manours and other the premysses, one yerely Rent of Twenty poundes paialbe at the feastes of saint Mighell tharchaungell and the Annunciacion of our lady by even porcions, to the onely use Intente and purpose, that they shall pay yerely therof forever to suche Twoo of the Fellowes of the same College as shalbe named and appoynted by your highnes your heires and Succes-
sours yerely thirtene poundes six shillinges and eight pens, that is to say to every of the said Twoo fellows six poundes thirtene shillinges and foure pens, whiche Twoo Fellowes, aswell Immediatly after this Acte takith effect, As at all tymes hereafter forever shalbe named and appoynted by your majestie your heires and Successours forever, And after suche nominacion shalbe fellowes and Studentes of

and in the said College according to the orde^{paunce} of the said College, and shall pray for the Soule of the said late moste noble King, King Henry the vijth, and for the prosperous astate of your moste Roiall majestie, and also for the Soules of the said Hugh Denys Esquyer and Mary his wyfe, and for their Auncestours soules and for all other Soules mencioned in the said last wille of the said Hugh Denys; And the Residue of the said yerely Rent of xx li, the said master and Fellowes and their Successours shall have and perceive to be Employed and bestowed to the use and utilitie of the said College, according to the ordyn-
aunce of the said College.

A. D.
1542-3.

AND BE IT FURTHER enacted by thauctoritie aforsaid that if the said yerely Rent shall happen to be behynde
unpaide in parte or in all by the space of one moneth next
after any of the said feastes that it ought to be paide, That
then it shalbe lafull to the said master and Fellows and
theire Successours or theire assignes to entre and distreigne
in the said Manours and other the premysses or in any
parte therof, and the distresses reteigne and kepe until
suche tyme as the said Rent and the arrerages therof and
the reasonable costes and charges aboute the same be truely
and holy paide and contented to the said master and fel-
lowes and theire Successours as is aforsaid. Provided alwey
that the first payment of the said Rent shall begynne at
the feast of saint Mighell tharchaungell next commyng.

III.
Powers of
Distress
for the
College on
Default of
Payment
of Rent-
charge.

SAVYNG to all and every person and persons bodies
politik and Corporate their heires and Successours, and
the heires and Successours of every of them, other
then the heires of the forsaid Hugh Denys Esquyer
deceased, and the forsaid Sir Walter Denys and the
heires of the body of the forsaid William Denys, and
the feoffes of the said Hugh Denys Esquyer deceased of
and in the premysses or any parte therof and theire heires
and Assignes, and the heires and Assignes of every of
them, All suche Right title use interest possession leases
Annuyties fees Rentes titles accions condicions and all
other proffittes and commodities whatsoever whiche they

IV.
General
Saving.

A. D.
1542-3.

or any of them have or ought to have in or to the forsaid Manours landes tenementes and other the premysses, or in or to any of them, in as large and ample maner as they or any of them had before the making of this Acte, And as though this Acte had never ben had ne made.

V.
Savynge
for those
entitled in
Remainde

PROVIDED alwey and be it enacted by thauctoritie afor- said, that the said Walter Denys and the heires of the body of the said William Denys, and also the right heires of the said Hugh Denys deceased, shall have and enyoie suche Remaynders of the premysses as is aforelymyted by this Acte, in suche maner and fourme as is aforementioned Any thing in the said Article of Savynge to the contrary therof notwithstanding.¹

35^o HEN. VIII. CHAPTER I.

A. D.
1543-4.

AN ACTE concerninge the stabilishment of the Kinges Majesties Succession in the Imperiall Crowne of the Realme.²

VII.
Oaths re-
quired by
Stat. 28

[Section 7, after reciting that one oath had been 'lymitted' by 28 Hen. 8. c. 7, and another comprised in 28 Hen. 8. c. 10 (*supra*), proceeds as follows.]

H. VIII.
c. 7. and
also by
Stat. 28
H. VIII.
c. 10.

against the
Authority
of the See
of Rome;

Forasmuche as in bothe the saide Othes mencioned in the saide severall Actes there lacketh full and sufficient wordes, wherby some doubttes myght arise, Therefore be it enacted by auctoritie of this present Parliament, that from and after the laste daye of this Session³ all and everie suche person and personnes which be ordered and lymitted

¹ The Dennis Fellowships founded by this Act were, with the other byefellowships, suppressed by the Statutes made for the College in 1861, the emoluments derived from the benefaction being carried to the Scholarship Fund and, among other scholarships, one of £20 a year, to be called the Dennis Scholarship, being founded (see Stat. 1. of the Special Statutes relating to Bye-foundations and Stat. XIV of the General Statutes). Provision to the like effect with regard to the Dennis Scholarship is contained in Stat. XXI of the Statutes made for the College in 1885, but is at present inoperative by reason of the insufficiency of the Scholarship Fund.

² This Act, so far as it concerned the oath, was repealed by 1 & 2 Ph. & M. c. 8. s. 5 [s. 21., Ruff.] (*infra*), and the repeal was confirmed by 1 Eliz. c. 1. s. 4 [s. 13., Ruff.] (*infra*).

³ The 29th of March 1544.

by the said severall Actes to take the saide othes mencioned in the same Actes, shall fromthensforth in lewe and place of those two othes take and sweare this corporall othe accordinge to the tenor ensuyng; and that they which have alredey sworne thother foresaide othes or any of them, shall take and esteeme it of the same effecte and force as though they had sworne this, which former othes notwithstandinge because they be not so pithie to all effectes nor so playnelie set forth as were convenient, Therefore be it enacted by auctoritie of this present parliament, that after this present Session, the saide othes specified in the saide severall Actes shall not thereafter be mynystred nor any person hereafter be compelled to accepte the same; and this Othe hereafter mencioned in this Acte to stande in force and place of the saide two Othes: I, A. B. havinge nowe the vayle of darknes of the usurped power auctoritie and jurisdiction of the See and Bisshopp of Rome clerely taken awaye from myne eyes, doe utterlie testifie and declare in my conscience that neither the See nor the Bisshopp of Rome nor any forreyne Potestate, hath nor ought to have anye jurisdiction power or auctoritie within this Realme nother by Godes Lawe nor by any other just lawe or meanes, and though by sufferaunce and abusions in tymes passed, they aforesaide have usurped and vendedicated a fayned and unlauffull power and jurisdiction within this Realme, which hath bene supported tiill fewe yeres passed, therefore because it might be demed and thought therby that I toke or take it for just or good, I therefore nowe doe clerely and francklie renounce refuse relinquyshe and forsake that pretended auctoritie power and jurisdiction bothe of the See and Bisshopp of Rome and of all other forreyne Powers, and that I shall never consent nor agree that the foresaide See or Bisshoppe of Rome, or any of their successours, shall practise exercise or have any manner of auctoritie jurisdiction or power within this Realme or any other the Kinges Realmes or Dominions, nor anye forreyne Potestate of what estate degree or condicion soever he be, but that I shall resiste the same at all

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Insufficiency thereof.

Oath required by this Act shall be taken instead of the said Two Oaths; but those shall be esteemed by all having taken the same of the like Effect as the Oath hereby prescribed:

Form of the Oath hereby required.

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tymes to the uttermoste of my power, and that I shall beare faithe trouth and true allegeaunce to the Kinges Majestie and to his heires and successors, declared or hereafter to be declared by auctoritie of the Acte made in the Session of the Parliament holden at Westminster the fourtenth daye of Januarie in the fyve and thirtieth yere, and in the saide Acte made in the xxviiijth yere of the Kinges Majesties raigne, and that I shall accepte repute and take the Kynges Majestie, his heires and successors when they or any of them shall enjoye his place, to be thonlye Supreme Head in earth under God of the Church of Englande and Irelande, and of all other his Heighnes Dominions; and that with my bodye conynge wytt and uttermost of my power without guyle fraude or other undue meane, I shall observe kepe maynteyne and defende all the Kinges Majesties stiles titles and rightes with thole effectes and contentes of the Actes provided for the same, and all other Actes and Statutes made or to be made within this Realme in and for that purpose and the derogacion extirpacion and extinguishment of the usurped and pretended auctoritie power and jurisdiction of the See and Bisshopp of Rome and all other forreyne Potestates as afore; and also aswell the saide Statute made in the saide xxviiijth yere, as the Statute made in the saide Session of the Parliament holden the xxxvth yere of the Kinges Majesties raigne for the establishment and declaracion of his Highnes succession, and all Actes and Statutes made and to be made in confirmacion and corroboracion of the Kinges Majesties power and supremacye in earthe of the Church of Englande and of Irelande, and other his Graces Dominions, I shall also defende and maynteyne with my bodye and goodes and with all my witt and power; and this I shall doe againste all manner of persons of what estate dignitie degree or condicion they be, and in noe wyse doe nor attempte, nor to my power suffer or knowe to be done or attempted, directlye or indirectlye any thinge or thinges prively or apertlye to the lett hindrance damage or derogacion of any of the saide Statutes or of anye parte of them, by any manner of

meanes or for or by any manner of pretence; and in case any Othe hathe bene made by me to any person or persons in mayntenaunce defence or favor of the See and Bisshopp of Rome or his auctoritie jurisdiction or power or againste any the Statutes aforesaide, I repute the same as vayne and adnihilate and shall hollye and trulye observe and kepe this Othe: So helpe me God All Sainctes and tholie Evangelistes.

AND it is also enacted by auctorytie aforesaide, that . . . ; and that allso all and everie other ecclesiasticall person at the tyme of his takinge of Orders, and all and everie other person which shalbe promoted or preferred to any Degree of learninge in anye Universitie within this his Realme or other the Kinges Dominions, at the tyme of his or their promocion or preferment or everie of them, shall make take and receyve the saide Othe by this Acte set forth and declared as ys aforesaide, before his or their Ordinarie or the Commissarie of suche Universitye. . .

[Section 9 makes obstinate refusal to take the oath high treason and punishable accordingly.]

35 HEN. VIII. CHAPTER XV.¹

A BILL concerning the Paving of Cambrige.

FORASMOCHE as the auncient Boroughe and Towne of Cambridge, wele inhabyted and replenysshed withe people bothe in the Universite where noble and many worshipfull mennys chyl dren be put to lernyng and study, also wyth dyvers and sundry Artyficers and other inhabitauntes, ys at this day very sore decayed in pavyng, and the high stretes and lanes within the same Towne excedyngly noyed wyth fylth, and myre lying theria, great heapes and brode plasshes not onely noysom and comberouse to the inhabyt-auntes of the sayd Boroughe, and suche other the Kynges subjectes as dayly dothe passe by and through the same on fote, but allso very perillous and tedious to all suche persones as shall on Horsback convey or cary any thing With Cartes by and throughe the same; For thadmendment

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VIII.
The said
Oath shall
be taken
by all
Persons
suing
Livery,
&c. hold-
ing Offices
under the
King, &c.;
by Spiritual
Persons on
their Or-
dination;
by Persons
taking
Degrees,
&c.;
and by all
Subjects at
the King's
Pleasure.

Deficiency
of the
Pavement
in Cam-
bridge;

¹ This Act was repealed by 28 Geo. 3. c. 64. s. 108 (*infra*).

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1543-4.

Owners of
Houses in
the High
Street,
and other
Streets
named,
shall pave
the Parts
thereof
opposite
their
several
Houses.

and reformation wherof, it may pleas the Kinges Highnes with thassent of the Lordes spirituall and temporall and the Commons of this present parlyament assembled and by thauctoritie of the same, that yt may be ordeyned establysshed and enacted, that all and every persone and persones bodyes polytyke and corporate whiche nowe have or at any tyme hereafter shall have holde and enjoye any Housses landes tenementes gardens yardes orcheyardes barnes stables cotages curtilages or other groundes or soyles, set lying and beyng within the sayd Towne next adjoynnyng or abutting uppon eny high wayes stretes or lanes within the same Towne of Cambrydge, in Fe Symple fee taile frank almoynge by dyvyne servyce for terme of lyfe for terme of yeres, or the wardeshyp and custody of any heyre or heyres duryng the nonage of the same heyre or heyres, or elles by execution by Wryt of Elegit or for or by Estatute of the Staple Recognysaunce or Statute Merchaunt or otherwise in his owne right or in the right of his Wyfe, shall on thissyde the feast of Seynct Petyr the Advyncla, comenly called Lammas whiche shalbe in the yere of oure Lorde God after the course and computacion of the Church of Ynglond, a thousand fyve houndreth fourty and fyve, well and sufficiently pave or cause to be paved with pavyng stone, all and every the Highe wayes and Stretes lying directly before theyr sayd Housses londes tenementes gardens yardes orcheyardes barnes stables cotages curtilagis, groundes or soyles, set lying and beyng in the High Stretes and Lanes in the sayd Towne hereafter specysfyed, that is to saye; the Highe Strete called the Brydge Strete from Seinct Petyrs Church at the Castell ende, directly as the same Highe Strete ledyth and stretcheth over the great Brydge, and so through owte the prechers Strete on bothe the sydes of the same Stretes, to the Lane betwyxt Seinct Nycholas Hostyll and the late dissolved place of the Fryers Prechers, ledyng towards Waldon, and also the Highe Strete called the High warde Strete, from the end of Seinct John's Lane over ayenst the round

Churche directly as the same Highe Strete leadyth and stretcheth from the same corner unto the late Hermytage of Seinct Anne on both the sydes of the same Strete, the market place of the same Towne, and all other commen Stretes and Lanes within the same Towne that nowe be paved or at any tyme heretofore hath byen paved, every persone and persones as ys abovesayd to pave suche part and quantite of the sayd Wayes Stretes and Lanes unto the myddes of the same Wayes Stretes and Lanes, and in lenth as his or theyr housses tenementes groundes and soyles do lye and extend, by and ayenst the sayd Wayes Stretes and Lanes.

AND furthermore be yt enacted, that Jesus Lane the Blak Fryers Lane, wythe the waies leadyng into Barnewell and so throughowte the same Towne to Sturbidge Brydge Harleston Lane Seinct Gyles Lane to thend of Nronam Lane extendyng and leadyng from the Brydge ayenst the Mylles unto thend of the same Lane over ayeinst the Qwenys Colledge, and the Lane leadyng from Seinct Johns unto the watersyde, and all other commen baklanes belongyng to the same Towne that nowe be not nor heretofore have not byen paved with pavyng stones. and at this day be very noyouse and in great ruyne and decaye, shalbe sufficiently made repayred and amendyd with gravell and other thynges by suche owners and possessyoners of howsses londes tenementes gardeyns orcheyardes cotages curtilages and other groundes and soyles as is aforesayd, set lying and beyng in every of the sayd Lanes before the sayd feast of Seinct Petyr thadvyncla comunly called Lammas above wryten, uppon payne of every persone charged or chargeable, or whiche ought to pave the sayd Waies Stretes and Lanes by force of this Acte, to forfeat for every yarde square not paved before the said feast of Seinct Petyr thadvyncla comenly called Lammas xij d.; for every¹ polle of the sayd Lanes abovenamyd not made nor amendyd with gravell by the daye and feast abovesayd to forfeat ijs.; and that all

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II.
Owners of
Houses in
Jesus Lane,
and other
Back
Lanes,
shall re-
pair such
Lanes with
Gravel.

Penalty for
not paving
or gravel-
ling the
Streets as
required,
and not

¹ ever in Statutes of the Realm, a copyist's or printer's error.

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keeping
the same
yearly in
order, 12d.
per square
Yard, &c.

and every persone and persones nowe havynge or whiche hereafter shall have any londes tenementes gardeynes ortechardes cotages curtilages or other groundes or soyles in fe symple fe tayle frankalmeigne by dyvine servyce for terme of lyfe or otherwyse as is abovesayde, adjoynynge and lying to and next the sayd Highe Wayes or High Strete and Lanes above namyd or any of them, theyr heyres assignes and successours after and from the sayd feast shall yerely support make repayre and maynteyne all and every the sayd pavementes over ayenst his or theyr housses londes tenementes gardens orcheyardes and other the premisses as is aforesaid, from tyme to tyme and at all tymes hereafter as often and whan neade shalbe, uppon payne to forfeat for every yarde square not sufficiently paved amendyd or repayred vjd. and for every polle of the Lanes called Jesus Lane, the Black Fryers Lane Harlestones Lane Seinct Gyles Lane to thend of Nroneham Lane, and the Lane leadyng from Seinct Johns Cheyne to the Watersyde, and all other bak Lanes belonging to the same Towne not sufficiencyntly maynteynid repayred and kept with gravell xij d.

III.
Chancel-
lor, Mayor,
and
Assistants,
may en-
quire by
Jury, and
present
Offences
against
this Act,
and fine
Offenders,
&c.

AND be yt further enacted by thauctoryte aforesayd, that the Chauncellour Vicechauncellour of the Universite of Cambrydge and theyre successours or his or theyr Depute or Deputes, the Mayour and Baylyffes or his or theyr Depute or Deputes and theyr successours, with foure Assistauntes as they bothe thynk mete and convenient, two of the Universite and two of the Towne of Cambrydge for the tyme beyng, shall have at all tymes full power and auctorite by vertue of this Acte twyse in the yere at Easter and Mychelmas, or within a moneth after the sayd feastes, to make enquire and to call afore them twelve men aswell of Scholler servauntes as other inhabytauntes indyfferently chosen of every warde wythin the Towne of Cambrydge and Liberties therof, and shall sweare them to make presentment of all suche persone and persones that from tyme to tyme as neade shall requyre do not pave suche theyr part and portion of the

sayd Wayes Stretes and Lanes before specified, over
 aynst theyr howses landes tenementes groundes and
 soyles in the sayd Towne, nor amend all thother sayd
 Lanes wythin the sayd Towne and Liberties therof with
 gravell, according to the purport and meanyng of this
 Acte; And also that the Chauncellour Vicechauncellour or
 his or theyr Depute or Deputes, the Mayre and Bayliffes
 or his or theyr Depute or Deputes with foure Assistaunces
 wyth them aforespecified, within the sayd Universite and
 Towne of Cambrdyge for the tyme beyng and theyr
 successours, shall have full power and auctorite twyse in
 the yere to set soche fynes and amerciamentes of all and
 synguler persone and persones that hereafter be remysse
 and neglygent in pavyng amending and repayryng the
 sayd High wayes Stretes and Lanes or any of them
 accordyng to this Acte, whiche be now paved and
 amending, or by force of this Acte hereafter shalbe paved
 and amending, as shalbe seme and thought by theyr dyscre-
 tions convenyent and necessary, and the same fynes and
 amercyamentes forfeated and assessyd of Schollers and
 Schollers servauntes and every of them accordyng to the
 composition betwext the Universite and the Towne, to
 be gathered by the Bedyll and employed and converted
 to thuse of the Universite. And that the Chamberleyne
 of the sayd Towne of Cambrdyge or elles suche an offycer
 as the Mayre then beyng shall appoynt, shall leavy and
 gather soche penalties fynes and amercyamentes forfeated
 and assessed of every burgyes and forryners for ever
 wythin the sayd Towne or the precinct of the same
 offendyng contrary to this Acte, by dystres or elles by
 playnte or action, to be taken or commenced by the sayd
 Chamberleyne or elles suche an offycer as the Mayour
 shall appoynte, before the Mayer and Baylyffes of the
 sayd Towne, and the money comyng of the sayd penalties
 to be employed and converted to the use of the sayd
 Towne.

AND yt is further enacted, that yf the sayd Chauncellour
 or Vicechauncellour for the tyme beyng, or the Mayre for

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IV.
 Penalty on
 Chancel-

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lor, Mayor,
&c. for
Neglect or
Partiality,
&c. 4s.

the tyme beyng of the sayd Universitie and Towne of Cambrydge, at any tyme at the dayes appoynted by this Acte or within one moneth after the sayd feast of Seinct Petyr thadvyncla comunly called Lammas, for thentent and purpose abovesaid to be holden and kept within the same Towne before the Chaunceller Vicechauncellour or his or theyr Depute or Deputies, the Mayre or his Depute be neglygent and remysse to chardge by othe or othes soche persones to fynd and present the sayd defaltes and neglygences of all persones offendyng contrary to the true purporte and meanyng of this Acte, then the sayd Chauncellour or Vicechauncellour for the tyme beyng, or the Mayre for the tyme beyng at the seyde feastes of Easter and Mighelmas or within a moneth after, every of them so beyng neglygent or remysse, or elles after the said charge gyven and presentment made by the said twelve men they their Deputies or Assignes be remysse and negligent in levyng and executyng of the same for affection lucre or parcialite, and do forbear to levye the said amercyamentes fynes and penalties so forfeatid and found assessed, holly and truly of all persone and persones within the sayd Universitie and Towne of Cambrydge so offendyng contrary to this Acte, in forbearyng and not doyng the same by the space of syx wekes after eny one of the sayd feastes, to lose and forfeat for every tyme so neglygent a houndreth shillynges, the one halfe to be to thuse of the Kynges Highnes and thother halfe to thuse of the Kynges subjectes that wyll sue for the same, in any of the Kynges Courtes by Byll action informacion or otherwyse, wherin no Wager of the Lawe essoyne or protection shall lye for the Defendaunt.

V.
Prices of
Paving.

AND further be yt enacted, that no persone or persones exercysyng the handcrafte or occupacion of pavyng within the sayd towne, shall take above a j d. q̄ for every yarde square pavyng, or elles to take for his dayes labour vj d. and fynd hymselfe; And yf any persone or persones usyng and exercysyng the sayd crafte of pavyour wythyn the sayd Towne do or hereafter shall refuse or deny to worke

for the wages above lymited, then he or they so refusyng, to incurre the penalties comprised in the Statute of Wynchester made for artificers and laborers, and in all thynges to be ordred and used accordyng to the purporte and true meanyng of the same.

PROVYDED allwey and be it also enacted, that if any the Inhabytauntes or any other persone or persones be Fermors or occupyers of any of the sayd housses londes tenementes and other groundes within the said towne, paying the olde and auncient customes to be payde yerely for the same within xx^{ti} yces past, be compellyd to pave and repayre the stretes and heygh wayes before theyr housses tenementes and other groundes and soyles by force of this Acte, that then every suche Inhabytauntes or other persone fermer or occupyer therof shall defalke abate and reteyne in his owne handes, asmoche of his rent or ferme due to his lessuor, as he can prove to have paid layde owte and expendyd in and abowte the same pavyng and reparacions, and the Lessuor for so moche monye as the same shall amounte unto, to have non action re-entre or remedy for non payment of the same rent or ferme, onelesse yt be otherwyse agreed betwene them upon the takyng of suche Lease by Indenture or otherwyse.

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VI.
Lessees,
&c. may
pay for
paving, and
retain the
Amount
out of their
Rent
against
Lessors.

37^o HEN. VIII. CHAPTER XVII.

AN ACTE that the Doctors of the Civill Lawe may exercise Ecclesiastical Jurisdiction.¹

A. D. 1545.

IN most humble wise shewe and declare unto your Highnes your most faithfull humble and obedient Subjectes the Lordes spirituall and temporall and the Commons of this present Parliament assembled, that where your most Royall Majestie is and hath alwayes justly bene by the worde of God supream hedd in Earth of the Church of Englande, and hath full power and auctoritie to

The King
supreme
Head of the
Church.

¹ This Act was repealed by 1 & 2 Ph. & M. c. 8. s. 6 [s. 22., Ruff.] (*infra*), and revived by 1 Eliz. c. 1. s. 3 [s. 12., Ruff.] (*infra*).

A. D. 1545. correcte punyshe and repress all manner of Heresies errors vices synnes abuses idolatrie ipocrisies and supersticions sprongen and growing within the same, and to exercise all other manner of jurisdictiones commonly called Ecclesiasticall jurisdiction; Nevertheles the Bishopp of Rome and his adherentes, myndinge utterly as muche as in him lay to abolishe obscure and delete suche power given by God to the Princes of the Earth, wherby they myght gather and gett to themselves the governement and rule of the worlde, have in their counsailes and synodes provincially made ordeyned and established and decreed diverse ordynaunces and constitucions, that noe lay or married man shulde or myght exercise or occupy any jurisdiction ecclesiasticall, nor shuld be any Judge or Registre in any Courte comunely called Ecclesiasticall Courte, lest their false and usurped power which they pretended and went aboute to have in Christes Church should decaye waxe vile and of no reputacion, as by the saide Counsailes and constitucions provincially appereth; which standinge and remaining in their effecte, not abolished by your Graces Lawes, did sounde to appere to make greatly for the saide usurped power of the saide Bisshopp of Rome and to be directly repugnaunte to your Majestie of supreamedome of the Church and prerogatyve Royall, your Grace beinge a lay man: And albeit the said Decrees ordynaunces and constitucions, by a Statute made in the xxvth yere of your most noble raigne, be utterly abolished frustrate and of none effecte, yet because the contrary therunto is not used nor put in practise by the Archebisshoppes Bisshoppes Archdeacons and other ecclesiasticall persons, who have noe manner of jurisdiction ecclesiasticall but by under and from your royall Majestie, it addeth or at the lest may give occasion to some evill disposed persons to thinck and litle to regarde the procedinges and censures ecclesiasticall made by your Highnes and your Vicegerent officialls commissaries and Judges and visitators, beinge also lay and married men, to be of little or of none effecte or force, wherby the people gathereth harte and presumption

Ordinances
of the
Bishop of
Rome
against
exercising
any Spirit-
ual Juris-
diction by
Lay or
Married
Men;

Repeal
thereof by
Stat. 25
H. VIII.
c. 19. not
sufficiently
explicit;

to doe evill, and not to have such reverence to your most
 godly injunctions and proceadinges as becommeth them:
 But for asmuche as your Majestie is thonly and undoubtly
 supream hed of the Church of Englande and also of
 Irelande, to whom by holy Scripture all auctoritie and
 power is holy geven to heare and determyne all manner
 cause ecclesiasticall and to correct vice and synne what-
 soever, and to all such persons as your Majestie shall
 appointe therunto, That in consideracion therof, aswell
 for the instruccion of ignorant persons as also to avoyde
 the occasion of the opynion aforesaide, and settinge forth
 of your prerogatyve royall and supremacy, It may therfore
 please your Highnes that it may be ordeyned and enacted
 by auctoritie of this present Parliament, that all and
 singuler persons, aswell laye as those that nowe be
 married or hereafter shalbe married, being Doctors of the
 Civill Lawe laufully create and made in any Unyversitie,
 which shall be made ordeyned constituted and deputed to
 be any Chauncelor vicar generall commissarie officiall
 scribe or registre, by your Majestie or any of your heires
 or successors, or by any Archebisshopp Bisshopp Arch-
 deacon or other person whatsoever having auctoritie under
 your Majestie your heires and successours to make any
 Chauncelor vicar generall commissarie officiall or registre,
 may laufully execute and exercise all manner of jurisdic-
 tion commonly called ecclesiasticall jurisdiction, and all
 censures and coertions apperteyninge or in any wise
 belonginge unto the same, albeit suche person or persons
 be laye married or unmarried, soe that they be Doctors of
 the Civill Lawe as is aforesaide; any Lawe constitucion or
 ordynance to the contrarie notwithstanding.

Doctors
 of the
 Civil Law,
 being Lay
 Men or
 Married,
 may exer-
 cise Eccle-
 siastical
 Juris-
 diction.

1^o EDW. VI. CHAPTER XIV.

A. D. 1547. AN ACTE wherby certaine Chauntries Colleges Free Chapelles and the Possessions of the same be given to the Kinges Majeste.

Superstition of Masses for the Dead, supported by Chauntries, &c.

THE Kinges moste loving Subjectes the Lordes spirituall and temporall and the Commons in this present parliament assembled, consydering that a greate parte of Superstition and Errours in Christian Religion hath byn brought into the myndes and estimacion of men, by reasone of the Ignoraunce of their verie trewe and perfecte salvation throughe the deathe of Jesus Christ, and by devising and phantasinge vayne opynions of Purgatorye and Masses satisfactorye to be done for them which be departed, the which doctryne and vayn opynion by nothing more is mayntayned and upholden then by the abuse of Trentalles Chauntries and other provisions made for the contynuaunce of the saide blyndness and ignoraunce; And further considering and understanding that the alteracion chaunge and amendement of the same, and converting to good and godlie uses, as in erecting of Gramer Scolles to the education of Youthe in vertewe and godlinesse, the further augmenting of the Universities and better provision for the poore and nedye, can not in this present parliament be provyded and conveyentlie doon, nor can not ne ought to anny other manner parson be committed then to the Kinges Highnes, whose Majeste with and by thadvise of his Highnes moste prudent Counsaile can and will moste wiseleye and beneficiallye bothe for the honnour of God and the weale of this his Majestes Realme order^e alter^e converte and dispose the^e same; . . .

The Revenues thereof better applied to Schools, Colleges, &c.

[The Act vests in the King all Colleges, Free Chapels, and Chantries existing within five years before the first day of the Parliament and not in the possession of the late or present King, all lands and rents, and all sums of money payable by corporations, held or payable to

find priests or obits, lights or lamps, and all fraternities, brotherhoods, and guilds, except trade guilds and their property; and authorizes the appointment of Commissioners to take possession and assign part of the lands, &c., for grammar schools, additional parochial clergy, and pensions for existing officers, and poor persons dependent on the dissolved Colleges, Free Chapels, and Chantries.] A.D. 1547.

PROVIDED allwayes and be it ordeyned and enacted by thauctoritie aforesaide, That this Acte or anny artycle clawse or matter conteyned in the same, shall not in anny wise extende to anny College Hostell or Hall being within either of the Universities of Cambrydge and Oxforde; nor to anny Chaunterye founded in anny of the Colleges Hostelles or Halles being in the same Universities; nor to the Free Chappell of Saint George the Martyr scituate in the Castell of Wyndesour; nor to the Colledge called Saint Marye Colledge of Winchester besydes Winchester of the foundation of Bishopp Wikeham; nor to the Colledge of Eton; nor to the parishe Church commonlye called the Chappell in the Sea in Newton within the Isle of Elye in the Countye of Cambrydge; nor to anny Mannours Landes Tenementes or heredytamentes to them or anny of them pertayninge or belonging; nor to any Chappell made or ordeyned for the ease of the people dwelling distaunt from the parishe church or suche lyke Chappell, wherunto no more Landes or Tenementes then the Church Yarde or a lytle Howse or close dothe belonge or pertaine; nor to anny Cathedrall Church or Colledge where a Bishoppes Sea is within this Realme of Englande or Wales, nor to the Mannours Landes Tenementes or other heredytamentes of anny of them, other than to suche Chantries Obytes lightes and lampes or anny of them, as at anny tyme within five yeres next before the begynninge of this present parlament have ben had used or mayntayned within the saide Cathedrall Churches or within anny of them, or of the Issues Revenues or Proffittes of anny of the saide Cathedrall Churches; to which Chaun-

XV.
Act shall
not extend
to Colleges
in Cam-
bridge or
Oxford;

nor to St.
George's
Chapel,
Windsor;
nor to
Winchester
and Eton;

nor to
Chapel in
the Sea, in
Ely;

nor to
Parochial
Chapels of
Ease;

nor to any
Cathedrals,
or their
Lands, &c.
except
Chantries
there, exist-
ing within
Five Years.

A. D. 1547. teryes Obytes Lightes and Lampes, it is enacted by the auctorithye aforesaide that this Acte shall extende.

XVI.
The King
may alter
Chantries
in the
Univer-
sities.

AND it is ordeyned and enacted by thauctoritie aforesaide, that our Sovereigne Lorde the King at anny tyme during his Life (which God longe preserve) maye at his Will and Pleasure alter and chaunge the name or names of all and singuler Chaunterys, and the foundations of the same, being in any of the Colleges hostelles or halles of anny of the saide Universities according as to his godlie wisdomes shalbe thought mete and convenyent.

XXXIII.
The King
may alter
Obits, and
apply them
to poor
Students,
&c.

PROVIDED allwayes and by thauctoritie aforesaide be it enacted, that the Kinges Majeste at anny tyme when it shall seme to him good maye give auctoritie to certaine his Graces Commissioners to alter the nature and condition of all manner Obytes, aswell within the Universities of Cambrydge and Oxforde as in anny other place within this his Graces Realme of Englande and Wales, being not suppressed ne adnichilate by vertewe of this present Acte, and the same Obytes so altered to dispose to a better use, as to the relief of somme poore men being Studentes or otherwise

2^o & 3^o EDW. VI. CHAPTER I.

A. D. 1548. AN ACTE for the Unyformytie of Service and Admynistracion of the Sacramentes throughout the Realme.¹

[The Act enjoins on all Ministers the uniform use of 'The booke of the Common Prayer and admynistracion of the Sacramentes and other rightes and ceremonies of the Church after the Use of the Church of Englande'.]

¹ This Act was continued in force by 5 & 6 Edw. 6. c. 1, and made applicable to the revised book established by the latter Act. It was repealed by 1 Mar. st. 2. c. 2. s. 1; but the repealing Act so far as it concerned the book was repealed and the revised book restored by 1 Eliz. c. 2. s. 1.

PROVIDED alwaies that it shalbe lafull to anye man that understandeth the Greke Latten and Hebrewe tongue, or other straunge tongue, to saye and have the saide prayers heretofore specified of Mattens and Evensonge in Latten or anye suche other tongue, sayinge the same privatlie, as they doe understande: And for the further encouraging of learnynge in the tongues in the Universities of Cambridge and Oxforde to use and exercise in their comen and open prayer in their Chappells, beinge noe Parishes¹ Churches or other places of prayer, the Mattens Evensonge Letanye and all other prayers, The holie Communyon comenlye called the Masse excepted, prescribed in the saide booke prescribed in Greke Latten or Hebrewe; Anye thinge in this present Acte to the contrarie notwithstandinge.

A. D. 1548.
VI.
Prayers in Latin, &c. may be read by learned Persons, and in the Universities.

2^o & 3^o EDW. VI. CHAPTER XXXVI.

AN ACTE for a Relieff graunted to the Kynges Magestie by the Temporalitie.

[The Act grants a relief of one shilling in the pound on personalty of the value of ten pounds, and further amounts on sheep and cloths.²]

PROVVED also, that this Acte ne any thinge therin conteyned shall extende to the Goodes of any College Halle or Ostle within the Unyversities of Oxford and Cambridge or any of them, or to the Goodes of the College of Wynton founded by Bysshop Wykeham, or to the Goodes of the College of Eton next Wyndesore, or to the Goodes of any Reader or Scoller within the seid Unyversities and Colleges, or any of them there remaynyng for studie without fraude or covyn; any thyng in this Acte conteyned to the contrary in any wise notwithstandyng.

L.
Goods of Colleges in the Two Universities, &c.

¹ *Parishe* in original Act.

² An Act of the following year, 3 & 4 Ed. 6. c. 23, gave an additional relief of one shilling in the pound, and remitted the tax imposed by this Act on sheep and cloths. Section 11 is a repetition of s. 50 of this Act.

7^o EDW. VI. CHAPTER V.

A. D. 1552-3. AN ACTE to avoyde the greate price and excesse of
 'Wynes.¹

[The Act fixes the price of wines and the quantity a man may keep to drink in his own house, prohibits the keeping of taverns without licence from the head officers and majority of the Councils of corporate towns, and from justices in petty sessions in market towns, and fixes the number of taverns that may be licensed. The number for Oxford is three, for Cambridge four.]

VIII. Proviso for Jurisdiction of the Universities. PROVIDED alway that this Acte or any thing therein contained shall not in any wise bee prejudyciall or hurtfull to any of the Universitees of Oxforde or Cambrige, or to the Chauncellour or Scolers of the same, or their successoures or any of them, to empaire or take awaye any of the lyberties privileges franchises jurisdiccions powers or auctorities to them or any of them apperteyning or belonging; but that they and every of them and their successoures may have holde use and enjoy all their Lyberties privileges franchises jurisdiccions powers and auctorities in suche large and ample wise as thoughe this Acte hadd never been hadd ne made: So always that ther be not any more or greater number of Tavernes kepte or maynteyned within any of the sayd Townes of Oxforde and Cambrige then may bee lawfully kept and maintained by the provision true meanyng and entent of this Statute; Any thing in this Proviso mencioned to the contrarye notwithstanding.

¹ This Act was repealed, as not in use, by 19 & 20 Vict. c. 64. The granting of licences for selling wine by retail was by 12 Car. 2. c. 25 (*infra*) transferred to Commissioners to be appointed by the King, with a proviso for the Universities.

7^o EDW. VI. CHAPTER XII.

AN ACT for the Graunt of a Subsidye and twoo XV^{es}
and X^{es} by the Temporalitie.¹

PROVIDED also that this Acte nor any thing therin conteyned shall extende to the goodes or landes of any College Hawll or Hostell within the Universities of Oxforde and Cambrige or any of them, or to the goodes or landes of the College of Wynton founded by Bisshop Wykam, or to the goodes or landes of the College of Eton next Wyndesore, or to the goodes or landes of any Common Free Gramer Schole within the Realme of Englande or Wales, or to the goodes of any Reader Schole Maister or Scoller within the seid Universities and Colledges or any of them there remaynyng for Studie without fraude or covyn, or to the goodes or landes of any Hospitall Measondew or Spytlehouse prepayred and used for the Sustentacion and Relief of poore People; Any thyng in this Acte conteyned to the contrary in any wyse notwithstanding.²

XXXI.
Exemption
of Colleges
in the Uni-
versities,
Winches-
ter, Eton,
&c. and
Hospitals,
&c.

7^o EDW. VI. CHAPTER XIII.

AN ACTE for the Confirmation of a Subsidie graunted
by the Clergie.³

[Confirms a grant made by the Clergy of the Province of Canterbury of a subsidy of six shillings in the pound payable in three years; and a like grant to be made by the Clergy of the Province of York. The former

¹ For note on Subsidy and Land Tax Acts see Appendix IV.

² This clause is repeated verbatim in 2 & 3 Ph. & M. c. 23. s. 30, and verbatim, except for the omission of the word 'Common' in l. 7 and the substitution of 'and' for the first 'or' in l. 12 of the clause as here printed, in 4 & 5 Ph. & M. c. 11. s. 30.

³ For note on Subsidy and Land Tax Acts see Appendix IV.

A. D.
1552-3.

grant which is recited in full contains the following proviso.]

Exemption
for Colleges
in the Uni-
versities,
&c.

. . . PROVIDED allwaies, that this Subsidye graunted by the Clergye shall not be demaunded or levyed owt of anny Benefice Howse of Studentes or Colledge situatt or sett within the Universities of Oxforde and Cambryste, or of anny Benefice or other Revenues unto anny Howse of Studentes or Colledge of Oxforde or Cambryste united appropriated or appertayninge, Or of the College of Eton nigh Windesour, Or of the Colledge of Winchestre founded by Willyam Wykeham sometyme Busshopp of Winchestre, Or of anny Hospitalles or Grammer Scooles, or of anny other Church or Benefyce, or of anny other Revenues of the saide Howses Colleges Hospitalles or Grammer Scooles, or to anny of them annexed appropried or otherwise apperteyninge: . . .

1^o MARIE, ST. 2. *Cap.* 24 [*Cap.* 3., Ruff.].

A. D. 1553. AN ACTE for thincorporacion of Merton Colledge in Oxforde.¹

EXHIBITA EST REGIE MAJESTATI in parlamento predicto Billa Quedam formam actus in se continens.

Founda-
tion and
Endow-
ment of
Merton
College;

IN MOST HUMBLE wise shewethe unto your highnes your graces true and faithfull subjectes the Warden and Scollers of the house and Colleige of Merton commonly called Merton Colleige in your graces universitee of Oxforde That where the right Reverend father in God Walter de Merton sometime Bishoppe of Rochester and Lorde Chancellour of Englande in the time of your gracis progenitour king Henrye the Thirdd for the better Instrucion and knowledge of goodd Larning did founde and erecte within the said universite of Oxforde One Colleige nowe commonly called or knownen by the name of Merton Colleige and upon the foundation and ereccion of the said Colleige did assigne and appointe that one honest sober

¹ The copy of this Act here printed has been taken from the roll.

and discrete man shoulde for ever more bee Warden of the said Colledge whiche should alwayes Rule and governe Aswell the Scolers of the sayd Colledge, as the maners landes tenementes pensions portions tithes rentes reversiones services possessions and hereditamentes whiche he dyd give and assigne assure and appointe to and for the mayntenance and continuance of the sayd Warden and Scolers to have continuance for ever in the said Colledge Whiche sayd Colledge hath alwaies sithen the time of the sayd foundation bene used as a Colledge and borne and used the said name of Warden and Scolers of the house or Colledge of Merton in Oxforde, And by that name hath used to impleade and have used to make leases grauntes and giftes and have lykewise taken and received by that name dyvers giftes and grauntes and sundrye thinges to thuse of the said Colleig And forasmuche as now of late ambiguite and question hath risen and growen upon the validite of the said corporacion of the said Colledge: IT MAIE PLEASE your highnes of your most abundaunt grace withe thassent of the Lordes Spirituall and Temporall and the Commons in this presente parliament assembled and by thauctoritee of the same, That the companye and fellowshippe whiche nowe be of the sayd Colledge shall and maye bee a bodye Politike of them self and incorporated by the name of Warden and Scolers of the house or Colledge of Scolers of Merton in the universite of Oxforde: And that the sayd Corporacion or bodye politike by thauctorite aforesaid continuall and for ever shall and maye remayne and abyde a perfite corporacion and a body politike And that the said Warden and Scolers and their successoures shall and may be at all times hereafter enhabled and aucthorised to Demaunde Clayme and Chalondge sue and Implede, and to be sued and ympleaded by the name of the Warden and Scolers of the Howse or Colledge of Scolers of Merton in the universitee of Oxforde, And also shall have one Seale nowe used belonging to the sayd Corporacion whiche shall be called the Commen Seale, And that one Thomas Reinolles Clarcke Doctour of Divinitee and nowe Warden of the said house or

A. D. 1553.

which has acted as a corporation;

but its Right to do so is questioned.

Incorporation of the College.

A. D. 1553.
To be sub-
ject to the
Founder's
Statutes.

The Col-
lege title
to Lands,
&c., con-
firmed.

Colleig shalbe Warden of the said house or Colleige: And that the said Warden and Scolers and their successoures according to their powre asmuche as in them shall lye in them for to doo shall observe kepe and perfourme obeye fulfill and maintayne all and everye suche Ordinaunces provisions statutes and constitucions as the said Reverend father in god Walter de Merton once Bishoppe of Rochester Did make constitute appointe and prescribe And that the sayd Warden and Scolers and their Successoures shall and maye have holde and enjoye levie perceive and take all and singler suche maners Landes tenementes possessions pentions portions Rightes titles interestes Commons Liberties privileges franchises Jurisdiccions prehemenencies Rentes Reversions services and all other hereditamentes what soever apperteyning and belonging to the said Colleige, or accepted or reputed to be blonging or apperteyning to the same or accepted reputed used occupied or taken as parte or parcell of the possessions of the sayd Colleige, in suche sorte fourme estate condicion and Degree as the same were given or graunted and as they nowe have the same: And that all suche giftes estates and grauntes as have bene made to the said Colleige by the name or title of Warden and Scolers of the said Colleige or house of Scolers of Merton in the universite of Oxforde shalbe as good and effectuell in the lawe to all intentes and purposes as yf the said Colleige at the time of making of suche giftes grauntes and estates hadd bene incorporated by the name of Warden and Scolers of Merton in the universite of Oxforde.

II.
The Col-
lege em-
powered to
acquire and
hold in
Mortmain
Land, &c.,
to the
annual
Value of
£40.

AND THAT IT be further enacted by thauthoritee aforesaid That it shall and may bee lawfull to the sayd Warden and Scolers of the sayd Colleige and their successoures towards the reliefe of the sayd Warden and Scolers and of their successoures to purchase have obtaine get receive and take at one or at severall time or times to them and to their successours of the gifte of your highnes your heires and successoures or of any other person or persons bodies politike or corporate Landes Tenementes Rentes Reversions services and hereditamentes of

the clere yerely valewe of fourtye powndes or under holden A.D. 1553.
of your highnes in Socage without any writt of Ad quod
dampnum to be hadd or obteyned of your highnes your
heires or Successoures or of any other person or persons
holden likewise by Socage tenure Agreing withe the Lorde
or Lordes of the Fee or Fees of and for the tenures and
seigniories of suche landes tenementes or hereditamentes
as shalbe so gyven obtained or gotten to or by your said
subjectes or their successoures: And that it shalbe lawfull
to all and everye person and persons to give and assure
suche landes tenementes and hereditamentes to the value
aforesayd to the said Warden and Scolers and to their
successoures in fourme aforesayd Any acte or actes made
for Alienacion of any landes tenementes and heredita-
mentes into mortmayne or any other acte or actes thing
or thinges made or provided to the contrary notwithe-
standing.

SAVING ALWAIES TO your highnes your heires and III.
General
Saving.
successoures and to all and every other person and persons
bodies politike and corporate their heires and successours
and to theires and successoures of every of them Other
then suche as be heire and heires unto any suche person
or persons whiche have made any gifte or graunte of any
Mesuages landes tenementes or hereditamentes to the sayd
Warden and Scolers or to their predecessours All suche
estate possession right title interest reversion Remainder
rentes services lease leases clayme condicion commons and
all other profites and commodities as they have or ought
to have in and to the premisses or any parte therof as
thoughe this acte had never bene hadd ne made.

PROVIDED ALWAIES and be it enacted That this acte ne IV.
Saving for
Scholars of
the College.
any thing therin conteyned shall not in any wise extende
take awaye or be prejjudiciall unto any of the Scolers of the
said colleig for the displasing or removing of any of them
for any maner of Office or rounge within or without the
said Colleige or for the taking awaye of any maner of
profit commodite or advauntage to them or any of them
belonging or appertaining ne to impaire hurte or undoo any

A. D. 1553. lease feoffament gifte or graunt made by the said Warden and Scolers or their predecessours or by any of them to any person or persons bodies politike or corporate But that they and every of them shall and maye have holde and enjoye peaceably and quietly their right title and interest in suche like manner fourme and condicion as thoughe their said severall rightes titles and interestes had bene to every of them severally made gyven graunted appointed and assured by the said Warden and Scolers nowe incorporated by this acte.

V.
Saving for
pending
Actions
and Suits.

PROVIDED ALWAIES that this acte ne any thing therin conteyned shall not extende to make suer any Landes tenementes or hereditamentes heretofore given or assured to the said Colleige for the whiche any accion or sute nowe dependithe in any of the Quenes highnes Courtes of Recordes or any sute depending in the Chauncerye for any Evidence concerning any suche landes tenementes or hereditamentes, But that all those landes tenementes and hereditamentes shall stande and remayn in the same state and condicion they were before the making of this acte as thoughe this acte had never been hadd ne made, Any thing in this acte expressed notwithstanding. And your said subjectes according to their most bownden dutie shall daily praye to god for the most prosperous estate of your most excellent highnes long to continue.

CUI QUIDEM Bille perlecte et ad plenum Intellecte per dictam dominam Reginam ex auctoritate parliamenti predicti sic Responsum est. Soit faict comme il est desire.

1° & 2° PHIL. & MAR. CHAPTER VII.

AN ACTE that parsons dwelling in the Cowntreye shall not sell divers Wares in Cities and Townes Corporate by Retaile.¹

A.D. 1554
& 1554-5.

PROVIDED alwaie that this Acte or any thing therein contained, shall not be prejudiciall or hurtfull to the Lyberties and Privileges of the Universities of Cambridge and Oxforde or either of them: Any thing in this Acte heretofore mentioned to the contrary notwithstanding.

V.
Proviso for
the Uni-
versities.

1° & 2° PHIL. & MAR. CHAPTER VIII.

AN ACTE repealing all Statutes Articles and Provisions made against the See Apostolick of Rome since the xxth yere of King Henry theight, and also for the establishment of all Spyrytuall and Ecclesiasticall Possessions and Hereditamentes conveyed to the Layetye.²

[Among other repeals by this Act, Section 4 [ss. 15, 16, 19, and 21., Ruff.] repealed 28 Hen. 8. c. 10 & 16 and 31 Hen. 8. c. 9 (*supra*). Section 5 [s. 21., Ruff.] repealed so much of 35 Hen. 8. c. 1 (*supra*) as related to the oath. Section 6 [s. 22., Ruff.] repealed 37 Hen. 8. c. 17 (*supra*).]

PROVIDED alwaie and Be it enacted, That this Acte extende not to take away or diminishe the Priveleges of

XXII.
Proviso for
Jurisdic-

¹ All restrictions on trade in towns were abolished by the Municipal Corporations Act, 1835 (5 & 6 Will. 4. c. 76), s. 14 (*infra*), and this Act was repealed as not in use by 19 & 20 Vict. c. 64.

² This Act was repealed by 1 Eliz. c. 2. s. 1.

A.D. 1554
& 1554-5.
tion of Uni-
versities,
&c.

the Universitee¹ of Cambridge and Oxforde, ne the Privilegies or Prerogatifes granted heretofore to the Churches of Westminster and Wyndesore, ne the Tower of London, ne prejudiciall to suche Temporall Lordes and Possessioners in this Realme, as by auncient Custome have enjoyed Probate of Testamentes of their Tenantes or other.

2^o & 3^o PHIL. & MAR. CHAPTER XV.

A. D. 1555. AN ACTE that Purveyoures shall not take Victalles within v. miles of Cambridge or Oxforde.²

Cambridge and Oxford, within Five Miles Circuit, freed by Custom from Purveyance, lately enforced there;

HUMLIE sue to your Majesties, The Societies Colleges and Companies of your trewe and faithfull Subjectes and dayly Oratours the Scollers and Studentes of bothe your Majesties Unyversities, Cambridge and Oxforde; That where yt hathe been accustomed tyme out of mynde that bothe the said Market Townes of Cambridge and Oxforde, wherein the said twoo Universities be sett, and the circuite of fyve myles next adjoynnyng, hathe been free from any chardge or molestacion of any common Takers or Purveyours for Victuall, wherby the said Marketts were more plentifully served with Victuall, and the poore estate of a greate Multytude of Scollers having verie bare and small sustentacion therby relieved; And nowe by the meanes that, contrary to the same laudable Custome, divers Purveyoures and Takers have of late excessively frequented the said Marketts, and therby given occasion to make the Victualls bothe more skante and muche dearer, to a notorious decay of Scollers, which also daily in this greate Dearth is like tencease and be more lamentable, to the

¹ So on the roll.

² The privilege granted by this Act to the Universities was restricted by 13 Eliz. c. 21 (*infra*). This Act became obsolete on the abolition of purveyance by 12 Car. 2. c. 24. s. 11 [s. 12., Ruff.].

hindrance of Gods Service, the Dishonour of the Realme, A.D. 1555.
 the Discomforte of all good and holy Men loving learning
 and vertue: IT maie therfore please your Majesties of your
 greate pitie and habundant favour and love towards your
 said Two Universities, being the verie twoo onely Noursses
 of good learning in this Realme, with thassent of the Lordes
 Spirituall and Temporall and the Commons in this pre-
 sente Parliament assembled and by thauthoritee of the
 same, Tenacte ordeyne and establishe, that from hensforthe
 no maner of Purveyour Taker Badger Loder or other
 Minister, may or shall take or bargayne for any kynde of
 Victuall or Grayne in any of the said Markettes or Townes
 of Cambrige and the Citie of Oxforde, nor shall take or
 bargayne for any Victuall within the compasse of fyve
 myles therto adjoyning, without the consent agreement or
 good will of thowner or owners; Neither shall attempte to
 carrye take awaye or bargayne for any maner of Grayne or
 other Victuall bought or provyded within the said space of
 fyve miles, by any common Minister of any Colledge
 Hostell or Hall to bee spent within any of the sayd Col-
 ledges Hostelles or Halles; upon payne of the forfeyture
 of the quadruple value of any suche manner Grayne or
 Victuall so taken or bargayned for, in any of the sayd
 Markettes or within the sayd space of five miles, against
 the will of thowners as ys abovesayd, or attempted to bee
 taken caryed awaye or bargayned for, being provided as ys
 abovesayd for to bee spent in any of the Colledges Hos-
 telles or Halles; and further shall suffer Imprisonement
 for the space of three monethes without Bayle Or Mayne-
 prise: And that the Chancellour or Vice Chancellour, or
 his Commissarie for the time being, in either of the sayd
 Unyversities, with twoo Justices of Peace of the Cowntye
 wherein the said Unyversities bee sett, shall have full power
 by authoritee of this Acte to enquire by thoths of twelve
 Men of and upon the defaultes and offences committed con-
 trarye to the tenor therof, and to see due punishement and
 reformation therof in forme aforesayd from tyme to tyme;
 Thone halfe of which foresayd forfeytures to bee to the

No Purvey-
 ance shall
 be made
 there; on
 Penalty of
 Quadruple
 Value, and
 Three
 Months'
 Imprison-
 ment;

Vice Chan-
 cellor, &c.
 may deter-
 mine Of-
 fences.

A. D. 1555. common treasure of either the said Unyversityes respectivelye to the faulte committed against this their Priviledge, Thother halfe to the partie that will sue for the same by Accion of Dett Byll Playnte or otherwise in any Courte of Recorde, or before the foresayd Chancellour hys Vyce Chauncellour or Commissarie for the tyme beyng, and twoo Justices of Peace, as ys before expressed.

II.
Act shall
be sus-
pended
during the
Royal
Residence.

PROVIDED, That this Acte shall not be put in execucion at any tyme or tymes whensoever your Majesties or the heires or successoures of your Majestie our Sovereigne Ladie, shall please to comme to any of bothe the said Unyversities, or within seven miles of either of them, but shalbee in suspense during that time onely and not longer.

III.
Saving for
Liberties
of the Cor-
porations.

PROVIDED always and bee yt enacted by thauctoritee aforesaid, That this Acte or any thing therin contained shall not in any wise bee prejudiciall or hurtfull to the Mayour Baylyefes and Commynaltie of the Citye of Oxforde, nor to the Mayour and Comminaltie of the Towne of Cambridge, or to their successours, for and concerning any of their Lyberties or Priviledges ; but that they and every of them, and their successours respectively, maye have and use the same in suche maner and fourme as they or any of them myght or ought to have done before the making of this Acte ; Any thing in this Acte conteyned to the contrary notwithstanding.

2^o & 3^o PHIL. & MAR. CHAPTER XXII.

AN ACTE for the Confirmacion of a Subsidie graunted by the Clergie.¹

[The Act confirms a grant of a Subsidy of six shillings in the pound payable in three years, made by the Clergy of the Provinces of Canterbury and York assembled in a Synod. The grant, which is recited in full, contains the following proviso.]

¹ For note on Subsidy and Land Tax Acts see Appendix IV.

. . . Provided alwaies, that this Subsidye graunted by the Clergie, shall ¹ not be demaunded or levyed owt of any Benefice Howse of Studentes or Colledge scytuate or sett within the Universities of Oxforde and Cambridge; Or of any Benefices or other Revenues unto any Howse of Studentes or Colledge of Oxforde and Cambridge united appropriate or appertayninge; Or of the Colledge of Eaton nighe Wyndesour; Or of the Colledge of Winchestre, founded by Willyam Wyckham sometyme Busshoppe of Winchestre; Or of anny poore Men Wemen or Children living of Almes in anny Hospitalles Almes howses Almes halles; Or of any Gramer Scooles; Or of anye Church or Benefices; Or of anny other Revenues of the saide Howses Colledges Hospitalles Almes howses or Almes halles or Gramer Scholes, or to anny of them annexed appropriate or otherwise appertayninge: ² . . .

A. D. 1555.
Exemption
for Colleges
in the Uni-
versities,
&c.

1^o ELIZ. CHAPTER I.

AN ACTE restoring to the Crowne thauncyent Jurisdiction over the State Ecclesiasticall and Spirituall, and abolyshing all Forreine Power repugnaunt to the same.

A. D.
1558-9.

[Section 1 repeals, save as after excepted, 1 & 2 Ph. & M. c. 8 (*supra*); Sections 2 & 3 revive, among other Acts repealed by that Act, 28 Hen. 8. c. 16 (*supra*) and 37 Hen. 8. c. 17 (*supra*). Section 4 confirms the repeal of Acts repealed by 1 & 2 Ph. & M. c. 8, and not expressly revived. These Acts include 28 Hen. 8. c. 10 (*supra*), 31 Hen. 8. c. 9 (*supra*), and 35 Hen. 8. c. 1 (*supra*).

Section 9 requires Archbishops, bishops, and all ecclesiastical and lay officers and ministers to take the oath following.]

IX.
Oath of the
Supremacy
of the
Crown, to

¹ *shall shal* in Statutes of the Realm, a copyist's or printer's error.

² This clause is repeated with trivial verbal differences in 4 & 5 Ph. & M. c. 10.

A. D.
1558-9.
be taken
by Arch-
bishops,
Bishops,
Judges, and
all Mini-
sters and
Officers,
Spiritual
and Tem-
poral.

I A. B. doo utterly testifie and declare in my Conscience, that the Quenes Highnes is thonelye supreme Governour of this Realme and of all other her Highnes Dominions and Countreis, aswell in all Spirituall or Ecclesiasticall Things or Causes as Temporall, and that no forreine Prince Person Prelate State or Potentate hathe or oughte to have any Jurisdiccion Power Superioritee Preheminence or Aucthoritee Ecclesiasticall or Spirituall within this Realme, and therfore I doo utterly renounce and forsake all forraine Jurisdiccions Powers Superiorities and Aucthorities, and doo promise that fromhensforthe I shall beare Faithe and true Allegiance to the Quenes Highnes her Heires and lawfull Successoures, and to my power shall assist and defende all Jurisdiccions Preheminences Privileges and Aucthorities granted or belonging to the Quenes Highnes her Heires and Successoures, or united or annexed to Thimperiall Crowne of this Realme: So helpe me God and by the Contentes of this Booke.

XII.
Persons
suing
Livery,
doing
Homage,
&c. shall
take the
said Oath;
and Persons
taking
Orders or
Degrees
in Uni-
versities.

[Section 12 provides that persons suing livery, doing homage, &c. shall take the oath.]

. . . And that also all and every person and persons taking Orders, and all and every other person and persons whiche shalbe promoted or preferred to any degree of lerning in anye Universitie within this your Realme or Dominions, before he shall receive or take any suche Orders or bee preferred to any suche degree of learning, shall make take and receive the said Othe by this Acte set foorth and declared as ys aforesaid, before his or their Ordinarie Commissarie Chancellour or Vicechauncellour or their sufficient Deputies in the said Universitie.¹

¹ By 5 Eliz. c. 1. s. 4 [s. 5., Ruff.] (*infra*) the obligation to take the Oath of Supremacy was extended to those who had already taken degrees. A new form of Oath of Supremacy was substituted by 1 W. & M. [1 W. & M. Sess. 1., Ruff.] c. 8., ss. 2, 12 (*infra*.)

1^o ELIZ. CHAPTER IV.

AN ACTE for the Restitution of the First Fruites, and Tenthes and Rentes reserved Nomine Decime, and of Parsonages Improprate, to Thimperiall Crowne of this Realme.

PROVIDED also and be yt enacted, That all Grantes Immunities and Lybertyes given to the Universities of Cambridge and Oxforde, or to any Colledge or Hall in either of the said Universities, and to the Colledges of Eton and Winchester, and unto every or any of them, by our Souveraigne Lorde King Henrye Theight, or any other of the Quenes Highnes Progenitours or Predecessours, or by Acte of Parliament,¹ for or touching the Releas or Discharge of the said First Fruites and Tenthes, or any parte therof, shalbe allwaies and remaine in their full strengthe and vertue; and that all suche lawfull Conveiaunces and Assurances in the Lawe as were had and made before the making of this Acte to either of the said Universitees of Oxforde and Cambridge, or to any Colledge or Hall within any of them, by what Name or Names soever they or any of them be incorporated or named, of any of the said Parsonages or Benefices improprate, or of any parte of the same, or of any Patronages for the Maintenance of Studentes or Larning, shalbe as good and effectual in the Lawe to all Intentes Construccions and Purposes, as thoughe this Acte had never bene made.

VII.
Exemption
of the Uni-
versities,
&c. from
First
Fruits, &c.
confirmed.

¹ See 27 Hen. 8. c. 42 [c. 14., Ruff.] (*supra*).

1^o ELIZ. CHAPTER XXI.

AN ACTE of a Subsidye and ij. XVth and Xth by
the Temporaltye.¹

XXX.
Exemption
of Colleges
in the Uni-
versities,
Winches-
ter, Eton,
Hospitals,
&c.

PROVIDED also that this Acte nor any thing therein conteyned, shall extend to the Goodes or Landes of any Colledge Hall or Ostell within the Universities of Oxenford and Cambridge, or any of them, or to the Goodes or Landes of the Colledge of Winton, founded by Bushopp Wikeham, or to the Goodes or Landes of the Colledge of Eton next Wyndesour, or to the Goodes or Landes of any common Fre Gramer Scole within the Realme of England or Wales, or to the Goodes of any Reder Scolemaster or Scholler or any Graduate within the said Universities and Colledges or any of them there remayning for Studie without Fraude or Covyn, or to the Goodes and Landes of any Hospitall Measondue or Spittel House, prepared and used for the Sustentacion and Relief of pore People; any thing in this Acte conteyned to the contrary in any wise notwithstanding.

1^o ELIZ. CHAPTER XXIV [*Cap. 20., Ruff.*].

AN ACTE to annexe to the Crowne certayne Religious Howses and Monasteries and to refourme certayne Abuses in Chantreis.

[The Act suppresses all religious houses founded in the reign of Queen Mary, and vests their possessions in the Crown.]

X.
Proviso for
Colleges in

PROVIDED alwaies and bee yt ordeyned and enacted by thauctorite aforesayd, That this Acte or any Article Clause

¹ For note on Subsidy and Land Tax Acts see Appendix IV.

or Matter conteyned in the same shall not in any wise
 extende to any Colledg Hostell or Hall being within either
 of the Universiteis of Cambridg and Oxforde, nor to any
 Chantrye founden in any of the Colledges Hostels or
 Halles being in the same Universities, or to any Chantrey
 founded in any other place for the mayntenaunce of a
 Grammer Scoole or lerning or where the Chantrye Preest
 is also appointed to teache children, nor where any
 Hospitall ys founded and the Preest appointed to bee
 the Governour of the Poore, or where the most parte of the
 Revenue ys to be employed by the foundation upon poore
 people; nor where any landes or pention hath byn limited
 or appointed for thaugmentacion of the lyvelode of any
 Parson or Vicar having cure of sowles, or of any other
 Preest assigned to the helpe ayde and dischargde of the
 said cure. And nevertheles the Quenes Highnes during
 her Majestes lyef, (which God long preserve,) may at all
 tymes at her will and pleasure alter and chaunge the name
 or names of all and singler suche Chantries, and all
 supersticion in them and in the foundations of the same,
 by her Highnes visitacion or other her gracious Com-
 mission, to suche other more godly institucions and orders
 for the more advancement of vertue trewe religion or
 lerning as to her Highnes wisdom shalbe thought meete
 and convenient.

A. D.
1558-9.the Uni-
versities;
and for
Schools,
Hospitals,
&c.The Queen
empowered
to reform
such Foun-
dations.1^o ELIZ. *Cap.* 28 [*Cap.* 10., Ruff.].•

An Acte for thincorporacion of Trinitie Hall in
 • Cambridge.¹

EXHIBITA est Regie Majestati in parlamento pre-
 dicto Billa Quedam formam actus in se continens.

¹ This Act is printed in Vol. 2, p. 440, of 'Documents relating to the University and Colleges of Cambridge'. It is there printed from a contemporary exemplification of the original Act, and differs in some unimportant particulars from the copy here printed from the roll.

A. D.
1558-9.

Founda-
tion and
Endow-
ment of
Trinity
Hall;

which has
acted as
a Corpora-
tion;

but ques-
tion may
arise as to
its Right to
do so.

Incorpora-
tion of
College.

WHEREAS in the tyme of king Edwarde the Thirde The Reverende father in God Willyam Bateman some- tyme Byshoppe of Norwiche for the Studye and knowledge of the Cyvyll Lawe dyd founde and erecte within the universitee of Cambridge One Colledge or Hall commonly called and knowen by the name of Trinitie Hall and upon the same foundation dyd assigne and appoynte That one sobre and discriete man shoulde from tyme to time for- evermore bee Master or Keeper of the sayd Colledge or Hall, to governe aswell the fellowes and Scolers ther, as the Manours Landes tenementes and other possessions and hereditamentes which he dyd assigne for the mayntenaunce of the said Master felowes and scolers Whiche sayd Col- ledge or Hall hathe alwaies sithens the tyme of the sayd foundation been used as a Colledge and borne and used the said name of Master felowes and Scolers of the Col- ledge or hall of the Holye Trynitie in the universitee of Cambrydge And by that name hathe used to impleade make Leases grauntes and gyftes and hathe lykewise taken and receyved by that name divers giftes and grantes to thuse of the sayd Colledge or Hall. AND forasmuche as yf Cavyllation shoulde at any tyme hereafter bee hadd or used upon the symple woordes of that tyme, some questyon or doubte myght arise of the validitee of the Corporacion of the sayd Colledge or Hall, and ther- upon daunger and hurte might growe aswell to the sayd Colledge asalso to dyvers and sundrye persones who hathe heretofore receyved and whiche shall hereafter receyve gyftes grantes or Leases of the sayd Colledge or Hall.

FOR AVOIDING of whiche inconvenyences and for the sewer establishment bothe of the Corporacion of the sayd Colledge and of all other mennes rightes and Interestes IT MAIE please the Quenes Majestie withe thassent of the Lordes Spirituall and Temporall and the Commons in this presente parliament assembled and by thauthoritee of the same, That the Companye and fellowshippe whiche nowe bee of the sayd Colledge or shalbee hereafter bee

shall and maye bee a Bodye Polytyke of them selves and
 bee encorporated Really and actually by the name of Master
 fellowes and Scolers of the Colledge or Hall of the Holy
 Trynitie in the universitee of Cambrydge to have being and
 continuance for ever: And that the sayd Corporacion or
 bodye politike by thauctoritee aforesayd contynually and
 for ever shall and may remayne and abyde a perfect Cor-
 poracion and body politike And that the said Master fel-
 lowes and Scolers and their successours shall and may bee
 at all times hereafter enhabled and auctorized to demaunde
 clayme and chalendge sewe and Implede and to bee sued
 and Impleaded by the name of Master fellowes and scolers
 of the Colledge or Hall of the holy Trynitie in the uni-
 versitee of Cambridge And that they shall have one common
 Seale, And that One Henry Harvyne doctour of the Cyvill
 Lawe nowe Master of the sayd Colledge, bee Master of
 the said Colledge And that the said Master fellowes and
 scolers and their successoures shall and may have holde
 Levie perceyve take and injoye All and singler Manours
 Landes tenementes possessions pencions porcions tithes
 rightes Tytles Interestes Commons Lyberties privilegeis
 franchises Jurisdiccions preemynences Rents Revercions
 Remaunders services and all other hereditamentes whatso-
 ever apperteyning or belonging to the said Colledge or Hall
 or accepted or reputed to be belonging or apperteyning to
 the same, or accepted reputed used occupied or taken as
 parte or parcell of the possession of the said Colledge or
 Hall in suche sorte fourme estate condicion and degree, as
 the same were gyven or graunted, and as they nowe have
 the same: And that all suche gyftes estates and grantes as
 hath been made to the said Colledge by the name of
 Master fellowes and scolers of the Colledge or Hall of the
 Holy Trynitie in the universitee of Cambridge, or by any
 other name whatsoever shalbee as good and effectuell in the
 Lawe to all intentes construccions and purposes, as yf the
 said Colledge at the time of the making of suche giftes
 grauntes and estates had been fully perfectly and playnely
 incorporate by the name of Master fellowes and scolers of

A. D.
 1558-9.

Title to
 College
 Lands, &c.
 confirmed.

A. D.
1558-9. the Colledge or Hall of the Holy Trinitie in the universite of Cambridge.

II.
General Saving. SAVING alwaies to the Quenes Highnes her heires and successours and to all and every other person and persons bodies politike and Corporate their heires and successours and to theires and successours of every of them Other then suche as bee heire and heires successour and successoures unto any suche person or persones which hath made any gyfte or graunte of any mesuage Landes tenementes or hereditamentes to the sayd Master fellowes and scollers or to their predeceassoures in Fee symple, All suche estate possessyon Right title Interest Revercion Remaynder Rentes services Lease Leases Claymes Condicyons Commons and all other profittes and Commodities as they have or ought to have in and to the premisses or any parte therof as thoughe this acte had never been hadd ne made.

III.
Saving for Fellows and Scholars of the College. PROVIDED alwayes and bee it enacted That this acte or any thing therein conteyned shall not in any wise extende to take awaye or bee prejudiciall unto any of the fellowes or scolers of the sayd Colledge or Hall for Dysplacyng or Removing of any of them from any maner of Office or Rounge within or without the said College or for the taking awaye of any maner of profit commoditie or advauntage to them or any of them belonging or apperteyning ne to impayre hurte or undoo any Lease gifte feofament or graunte made by the sayd Master fellowes and scolers or their predecessours or by any of them to any persone or persones Bodyes Polytike or Corporate But that theye and everye of them shall and maye have holde and enjoye peaceablye and quyetly their right tytle and Interest in suche lyke maner fourme and condycyon as thoughe the sayd severall Rightes titles and Interestes hadd been to every of them severally made gyven graunted appointed and assured by the sayd Master fellowes and scolers nowe encorporated by this acte.

IV.
Saving for pending actions and suits. PROVIDED alwayes That this acte ne any thing therein conteyned shall not extende to make sewer anye Landes tenementes or hereditamentes heretofore gyven or assured to the sayd Colledge or Hall for the whiche any accion or

sute nowe dependethe in any of the Quenes Highnes Courtes of Recorde, or anye sute depending in the Chauncerye for any Evidence concerning any suche landes tenementes or hereditamentes But that all those Landes tenementes and hereditamentes shall stande and remayne in the same state and condicion they were before the making of this acte, Asthoughe this acte had never byn hadd ne made, Any thing in this acte expressed notwithstanding.

A. D.
1558-9.

CUI QUIDEM Bille perfecte et ad plenum Intellecte per dictam dominam Reginam ex auctoritate parlamenti predicti sic Responsum est. La Reine Le Veuhte.

5^o ELIZ. CHAPTER I.

AN ACTE for thassurance of the Quenes Majestes Royall power over all Estates and Subjectes within her Highnes Dominions.

A. D.
1562-3.

[Section 4 requires the Oath of Supremacy prescribed by 1 Eliz. c. 1. s. 9 (*supra*) to be taken by *inter alios* all persons who 'have ben or shalbec promoted preferred or admitted to any Degree of Lerning in any Universitee within this Realme or Dominions to the same belonging', 'before hee or they shall bee admitted allowed or suffrede to take upon him or them to use exercise supplye or occupye anny suche . . . Degree . . . as ys aforesayd.']

5^o ELIZ. CHAPTER VIII.

AN ACT towching Tanners Gourriours Shoormakers and other Artyfcers occupyeng the cutting of Leather.¹

¹ This Act was repealed by 1 Jac. 1. c. 22. s. 52 [2 [vulgo 1] Jac. 1. c. 22. s. 58., Ruff.] (*infra*), by c. 25. s. 7 [s. 47., Ruff.] of the same year, and again by 19 & 20 Vict. c. 64.

A. D.
1562-3.

[The Act makes a number of regulations with regard to the preparation and selling of leather, shoes, &c.]

XXXV.
Proviso for
Universities of
Oxford
and Cam-
bridge.

PROVIDED alway that this Acte nor any thinge therin contened, shall not in any wise bee prejudiciall or hurtefull to the Chauncellours Vicechauncelours Proctours Taxors and Scolers, their Officers Ministers Assignes or Fermors of the Universities of Oxforde or Cambridge, or any of them, of for or concerning thauthorittee of Searche of tanned Leather, or any of the Forfaitures of the same, which they laufully hadde or might have hadd before the making of this presente Acte; so as they doo in all thinges observe suche order in aboute or for searching sealing and registring of Leather, as by this Acte is prescribed and appointed, upon the paynes herein contened; Any thinge herein contened to the contrary hereof notwithstanding.

[Section 44 repeals from and after Michaelmas 1563 *inter alia* 24 Hen. 8. c. 1 (*supra*).]

5^o ELIZ. CHAPTER XXIX.

AN ACTE for the Confirmation of a Subsidye granted by the Clergye.¹

[The Act confirms a grant made by the Clergy of the Province of Canterbury of a subsidy of six shillings in the pound payable in three years, and a like grant to be made by the Clergy of the Province of York. The grant of the Province of Canterbury, which is recited in full, contains the following Proviso.]

Exemption
for Colleges
in the Uni-
versities,
&c.;

. . . Provided allwayes, That the Subsidye graunted by the Clergie shall not be demaunded or levyed owt of anny Benefice Howse of Studentes or College scituate or sett within the Universities of Cambridge and Oxforde, or of anny Benefice or other Revenewes, unto the saide Universities, or either of them, or to anny Howse of the

¹ For note on Subsidy and Land Tax Acts see Appendix IV.

Studentes or College in the same, unyted appropriated or appertayninge, or of the Colleges of Wyndesour or Eaton nigh Wyndesour, or of the Colledge called Saint^e Marye College by Winchestre fownded by Willyam Wickham sometye Bisshopp of Winchestre, or of anny Hospitalles or Grammer Scooles, or of any other Church or Benefice, or of anny other Revenewes to the saide Universities Howses Colleges Hospitalles Almeshowses Almeshalles or Gramar Scooles, or to anny of them, annexed appropriated or otherwise appertayninge: ¹ . . .

A. D.
1562-3.

5^o ELIZ. CHAPTER XXXI [Cap. XXX., Ruff.].

A Subsydye with two XV^{mes} and Xth, graunted by the Temporaltye.²

PROVIDED also, That this Acte nor any thing therin conteyned, shall not extend to the Goodes or Landes of any Colledge Hall or Ostell within the Unyversities of Oxford and Cambridge, or any of them, or to the Goodes or Landes of the Colledge of Wynton, founded by Bushopp Wykeham, or to the Goodes or Landes of the Colledges of Wyndesore and Eaton next Wynsore, or to the Goodes or Landes of any common Free Gramer Scole within the Realme of England or Wales, or to the Goodes of any Reder Scole maister or Scoler or any Graduate resyant or remayning for Study withoute Fraud or Covyn, within any of the said Unyversyties and Colleges or Townes of Cambridge and Oxford or Suburbs of the same or any of them, or to any theyre Servauntz dailly attendant upon any of them, nor to the Goodes of any Officer Mynyster

XXXII.
Exemption
of Colleges
in the Uni-
versities.
Winches-
ter, Eton,
Hospitals,
&c.

¹ This clause is repeated in 8 Eliz. c. 17, 13 Eliz. c. 26, and 18 Eliz. c. 22, the only variations worth noting being that the two former Acts instead of the words 'unto the said Unversities, or either of them', in ll. 5, 6, read 'unto the sayd Howses or Colleges in the sayde Universities, or in either of them', and the last inserts 'Almeshowses' after 'Hospitalles' in l. 11.

² For note on Subsidy and Land Tax Acts see Appendix IV.

A. D.
1562-3.

Almesman or Servauntz belonging to any of the saide Universities Colledgys Halles or Hostelles, and dwelling and resiant within the said Universities or either of them, or within either of the saide Townes of Cambridge and Oxford and Subburbes of the same withoute Fraude or Covyn; Nor to the Goodes and Landes of any Hospitall Measondue or Spittell House, prepaired and used for the Sustentacion and Relyef of poore People; Any thing in this Acte conteyned to the contrary in any wise notwithstanding.

13^o ELIZ. CHAPTER X.

A. D. 1571. AN ACTE against Fraudes, defeating Remedies for Dilapidations, &c.¹

II. AND for that long and unreasonable Leases made by Colledges Deane and Chapters Parsons Vicars and other having Spyrytuall Promotions be the cheefest Causes of the Dilapidations and the Decaye of all Spyrituall Lyvynges and Hospitalltye and the utter impoverishing of all Successors Incumbentes in the same; Bee yt enacted by thauthoritie aforesaid, That from henceforth al Leases Gyftes Grauntes Feoffmentes Conveyaunces or Estates, to be made had done or suffered by any Master and Fellowes of anye Colledg, Deane and Chapter of any Cathedrall or Collegiate Church, Master or Gardian of anye Hospitall, Parson, Vicar, or any other having anye Spyrytuall or Ecclesiasticall Lyving, or² any Houses Landes Tythes Tenementes or other Hereditamentes being any parcell of the Possessions of any such Colledge Cathedral Church

All Leases
by Col-
leges,
Deans, Par-
sons, &c.
except for
21 Years
or Three
Lives, at
the accus-
tomed
Rent, de-
clared void.

¹ See further as to College leases *infra* 14 Eliz. c. 11, 18 Eliz. c. 11, 5 Geo. 3. c. 17, and 39 & 40 Geo. 3. c. 41. The powers of leasing given by the Universities and College Estates Acts are an addition to those under previous statutes; but lands once leased at rack rent cannot afterwards be leased upon a fine. See *infra* 21 & 22 Vict. c. 44. s. 29, 23 & 24 Vict. c. 59. s. 3.

² Erroneously, as it seems, for *of*.

Chapter Hospital Parsonage Vycaridg or other Spyrytuall A. D. 1571
 Promotion, or any wayes apparteyning or belonging to the
 same, or of any of them, [to any of them¹] to any Person or
 Persons Bodyes Politike or Corporate (other then for the
 tearme of one and twenty yeres or three Lyves from the
 tyme as any such Lease or Graunt shalbe made or graunted,
 wherupon thaccustomed yerely Rent or more shalbe
 reserved and payable yerely during the sayd tearme)
 shalbe utterly voyde and of none Effect to al Intentes
 Constructions and Purposes; Any Law Custome or Usage
 to the contrary any wayes notwithstanding.

PROVYDED neverthesse and bee yt enacted by thauc-
 thorityte aforesaid, That this Acte nor any thing therein
 conteyned shalbe taken or construed to make good anye
 Lease or other Graunt to be made by any such Colledge or
 Collegiate Church within either of both the Unyversities
 of Oxforde and Cambridge, or els where within the Realme
 of England, for more yeres then are lymited by the pryvate
 Statutes of the same Colledge.

III.
 Proviso
 for Leases
 under
 College
 Statutes.

PROVYDED alwayes, That this Acte shall not extend
 to any Lease hereafter to be made, upon Surrender of any
 Lease heretofore made, or by reason of any Covenaut
 or Condycion conteyned in any Lease heretofore made
 and nowe contynuing, so that the Lease to be made do
 not conteyne more yeres then the Residue of the yeaeres
 of the former Lease nowe contynuing shalbe at the tyme
 of such Lease hereafter to be made, nor any lesse Rent
 then ys reserved in the said former Lease.

IV.
 Proviso for
 Leases on
 Surrender,
 or under
 Covenaut.

13^o ELIZ. CHAPTER XII.

AN ACT to refourme certayne Dysorders touching
 Ministers of the Church.

AND that none hereafter shalbe admitted to any
 Benyfyce with Cure of or above the value of thyrtey

V.
 None shall
 have Benefi-
 fice of £30

An erroneous insertion.

A. D. 1571. pounds yerely in the Quenes Bookes, unles he shall then
 a Year, except B.D. &c. be a Bachelour of Dyvynitie, or a Preacher lawfully alowed
 by some Bysshop within this Realme or by one of the
 Unyversities of Cambridg or Oxford.

13^o ELIZ. CHAPTER XXI.

AN ACTE that Purveyours may take Graine Corne
 or Vyctuals within fyve myles of Cambridge and
 Oxford, in certayne cases.

Recital of
 Stat. 2, 3
 P. & M.
 c. 15. pro-
 hibiting
 Purveyance
 in Cam-
 bridge and
 Oxford;
 or within
 Five Miles
 thereof;

WHEREAS in the Second and Thyrde yeres of the
 late Kyng Phillip and Queene Mary, it was with
 the Assent of the Lordes Spyrytuall and Temporall and the
 Commons in that present Parlyament assembled, enacted
 ordeyned and established, That from thencefourth no maner
 of Purveyour Taker Badger Loader or other Mynister might
 or shoulde take or bargayne for anye kynde of Vyctual or
 Grayne in any of the Markettes of the Townes of Cam-
 bridge and the Citie of Oxforde, nor should take or bar-
 gayne for any Vyctuell within the compasse of fyve Miles
 thereunto adjoyninge, without the Consent Agreement or
 good will of the Owner or Owners, neither should attempt
 to carry take awaye or bargayne for any maner of Grayne
 or other Vyctual bought or provyded within the said
 space of fyve Myles, by any comon Mynister of any Col-
 ledge Hostel or Haule to be spent within any of the said
 Colledges Hostels or Haules, upon payne of forfayture
 of the Quadruple Value of any such maner Grayne or
 Vyctuell so taken or barganed for in any of the said Mar-
 kettes, or within the said space of fyve Myles, agaynst the
 wyll of the Owners as is abovesaid, or attempted to be
 taken or caryed awaye or bargayned for, being provyded as is
 abovesaid, for to be spent within anye of the said Collyges
 Hostels or Haules, and further should suffer ymprysment
 for the space of Three monethes without Bayle or Mayne-
 prise; and that the Chauncelor or Vycechauncellor, or his

Commissarie for the tyme beyng, in either of the said Uny-^{A.D. 1571.}versities, with two Justices of Peace of the Countye wherein the said Unyversitys be set, shall have ful powre by auctoritie of the said Acte, to enquyre by the Othes of Twelve Men, of and upon the Defaultes and Offences commytted contrary to the tenour thereof, and to see due Punyshment and Reformation thereof in fourme aforesaid from tyme to tyme; the one halfe of which foresaid Forfaytures to be to the common Treasurers of eyther of the said Unyversities respectively to the faulte committed agaynst the said pryvylegd, thother halfe to the party that will sue for the same by Action of Debt Bill Playnte or otherwyse in any Courte of Recorde, or before the foresaid Chauncellour his Vicechauncellour or Commissarye, or theyr Deputies for the tyme beyng, and Two Justices of Peace as is before expressed; as by the said Acte more at large appeareth: Sithens the makyng of which Acte dyvers of the Towneshippes Inhabitauntes and Resyauntes within the Lymyttes and Precinct aforesaide, have converted the benefit of the said Acte to theyr pryvate use and commodytie without any profite or commodity to the poore Schollers of either of the said Unyversities contrary to the true intent and meaning of the saide Acte, whereby the Queenes Majestie is not only not served of provysion of Corne Grayne or other Vyc-^{Abuse of the said Restriction;}tual to be taken for her Majestes Provysion, but also the said Unyversytyes are defrauded of the Benefyt and Comodities to them intended and graunted as is aforesaid: For Remedie whereof bee yt enacted and ordeyned by thauctoritie of this present Parlyament, That from hencefoorth no maner of Purveyour Taker Badger Loader Poulter, or other Mynister for the Queenes Majestie her Heyres or Successors, nor any other comon Poulter, shall or maye take or bargayne for any kynd of Vyc-^{No Purveyour, &c. shall take Provisions in Cambridge or Oxford, without Licence of the Vice-Chancellor, &c.}tual or Grayne in anye of the said Markettes or Townes of Cambridge and the Citye of Oxford, or either of them, nor shall take or bargayne for anye Vyc-^{the}tual or Grayne within the compasse of the aforesaid Fyve Myles thereunto adjoynnyng, without the Consent Agreement Good Wyll and Lycense of eyther

A. D. 1571. of the sayde Chauncellours Vycechauncellours for the tyme being in Wrytinge had and obtayned, under the Seale or Seales of the Office of the said Chauncellor or Vycechauncellor of eyther of the sayd Unyversities, and in no other fourme then in the said Lycence in Wryting shalbe conteyned and expressed, so as the same geve not to any of the foresaide Purveyours Takers Badgers Loaders Poulters or others, any further auctoritie and powre then they have or maye lawfully use in other partes of the same Countrey being without the said Lymites of Fyve Myles; neither shall attempte to carrye take awaye or bargayne for any maner of Grayne and other Vyctuell bought and provyded within the saide space of Fyve Myles by any comon Mynister of any Colledge Hostel or Haule, to be spent within any of the said Colledges Hostels or Haules, without lyke Lycence and Assent, and in no other fourme then is next aforesaid mentioned; upon lyke paynes forfaytures and ymprisonments and to lyke Uses as are lymited and ordeyned by the said former Statute; And that the said Chauncellours or Vycechauncellors for the tyme being of either of the said Unyversities, with two Justices of Peace of the said Unyversities Citye Towne or Countye wherein the said Unyversities be set, shall have lyke powre and auctoritie by this Acte to enquire upon the Defaultes and Offences contrary to the tenour hereof, and to see due punyshment and reformation thereof in fourme aforesaid, as was to them lymyted and appoynted by the said former Acte.

II.
Persons
refusing
to supply
the Uni-
versities
shall be
liable to
Purvey-
ance.

AND bee yt further bythauthorytye aforesaid enacted and ordeyned, That yf anye person or persons within the said Precincte of Fyve Myles, shall refuse reasonably to serve the necessarie provysion of the said Unyversities according to the true meaninge of this present Acte, that then it shalbe lawfull to anye of the Queenes Majestes Takers or Purveyours, to provyde any Corne or Vyctual of anye suche persone or persons within any parte of the precincte aforesaid, for the use of the Queenes Majestie, as shalbe declared and notyfyed to the saide Purveyours or Takers

to be persons not worthy of the said Pryvledge, for not reasonable serving the necessities of the said Unyversities, by the Chauncelour or Vycechauncellour for the tyme being of either of the said Unyversities, with the Assent and Consent of two Justices of Peace resiaunt within either of the said Unyversities Cytie Towne or Countie, under the Handes and Seales of the said Chauncelour or Vicechauncelour and the said two Justices of Peace, as the said Purveyours or Takers lawfully may in any other place without the said Precincte of Fyve Myles, and not otherwise ; The said former Act or any Thing therein conteyned, or any other Clause Article Sentence or Matter whatsoever to the contrary notwithstanding.

PROVYDED, That this Acte shall not be put in execution at any tyme or tymes whensoever the Queenes Majestie, her Heyres or Successours, shall come to any of both the saide Unyversities, or within Seven Myles of either of them, but shalbe in suspence during that tyme onely and no longer.

III.
Act shall
be sus-
pended
during the
Queen's
Residence.

PROVYDED alwayes, and be it enacted by thauthoritie aforesaid, That this Acte or any Thyng therein conteyned shall not in any wyse be prejudiciall or hurtfull to the Mayor Bayliffes, and Comynaltie of the Citie of Oxford, nor the Mayor or Comynaltie of the Towne of Cambridge, or to theyr Successors, for and concerning any of theyr Liberties or Privileges ; but that they and every of them and theyr Successours respectyvely may have and use the same, in such maner and fourme as they or any of them might or ought to have donne before the making of this Acte ; Any thyng in thys Acte conteyned to the contrarie notwithstanding.

IV.
Saving for
the Cor-
porations
of Oxford
and Cam-
bridge.

PROVYDED alwayes, That this Act shall contynue unto the laste daye of the next Parlyament.¹

V.
Continu-
ance of Act.

¹ This Act was continued in force for successive periods by 14 Eliz. c. 11 (*infra*), 27 Eliz. c. 11, 29 Eliz. c. 5, 31 Eliz. c. 10, 35 Eliz. c. 7, 39 Eliz. c. 18, 43 Eliz. c. 9, 1 [2 *vulgo* 1], Ruff. Jac. 1. c. 25, 21 Jac. 1. c. 28, 3 Car. 1. c. 5 [c. 4., Ruff.], and by 16 Car. 1. c. 4. s. 31 indefinitely. It was repealed, virtually by 12 Car. 2. c. 24. s. 11, which abolished purveyance, and formally by the S. L. R. Act, 1863.

13^o ELIZ. CHAPTER XXVII.

A. D. 1571. AN ACTE of a Subsidie and Two Fifteenes and
Tenthes graunted by the Temporaltie.

XXXIII. PROVIDED also, That this Acte nor anye thinge therein
Exemption
for Col-
leges in the
Universi-
ties, Win-
chester,
Eton, Hos-
pitals, &c. contained, shall not extend to the Goodes or Landes of
any Colledge Hall or Hostell within the Unyversyties of
Oxforde and Cambridge, or anye of them, or to the Goodes
or Landes of the Colledge of Wynton fownded by Bushopp
Wikham, or to the Goodes or Landes of the Colledge of
Eaton nexte Wyndsor, or to the Landes Tenementes or
Revenues only assigned or appoynted for the Sustenta-
cion and Lyvinge of the poore Knightes, fownded in the
Castell or Colledge of Windsour by our laite Sovereigne
Lorde Kinge Henry the Eighte, or to anye the Goodes or
Cattalles of the said Knightes or anye of them, or to the
Goodes or Landes of anye commen Free Grammer Scoole
within the Realme of Englande or Wales, or to the Goodes
of anye Reader Scholemaster or Scholler, or anye Graduate
resyante or remayninge for Studie, without Fraude or
Covyne, within anye of the sayd Unyversyties and Colledges
or Townes of Cambridge and Oxforde or Suburbes of the
same, or anye of them, or to anye their Servauntes daylye
attendaunte uppon anye of them, nor to the Goodes of
anye Offycer Mynister Almesman or Servauntes belong-
inge to anye of the sayd Unyversyties Colledges Halles or
Hostelles, and dwellinge and resyant within the said
Unyvcrsyties or eyther of them, or within eyther of the
said Townes of Cambridge and Oxforde and Suburbes of
the same, withoute Fraude or Covyne; Nor to the Goodes
and Landes of anye Hospytall Measondieu or Spyttelhowse
prepared and used for the Sustentacion and Releif of poore
People; Anye thinge in this Acte conteyned to the con-
trarye in any wise notwithstandinge.¹

¹ This clause was repeated without substantial variation in all later Acts

13^o ELIZ. CHAPTER XXIX.

AN ACTE for Thincorporation of bothe
Thunyversities.¹

A. D. 1571.

FOR the greate Love and Favor that the Queenes most
excellent Majestie beareth towards her Highnes
Universities of Oxford and Cambridge, and for the greate
Zeale and Care that the Lordes and Commons of this
present Parliament have for the Mayntenaunce of good and
Godly Literature and the vertuose Education of Youth
within either of the same Universities; And to thentent
that the auncient Priveleges Liberties and Fraunchises
of either of the said Universities here before graunted
ratified and confirmed by the Queenes Highnes and her
most noble Progenitors may be had in greater Estymation
and be of greater Force and Strengthe, for the better
Increase of Larning and the further suppressing of Vice:
Be it therefore enacted by the Auctoritye of this present
Parlyament, That the Right Honorable Robert Erle of
Leicester nowe Chauncellor of the said Universitie of
Oxford and his Successors for ever, And the Masters and

For confirming the
Priviledges
of the Two
Universi-
ties;

The Chan-
cellor, Mas-
ters, and
Scholars of
the Univer-
sity of Ox-
ford incor-
porated;

granting subsidies of the Temporality in this and the two following reigns, and, with some curtailment towards the end, in 15 Car. 2. c. 9. s. 28 (*infra*). The following slight variations may be noted. In the Acts of Jac. 1 and in those of 1 and 3 Car. 1 the word 'or' is inserted after 'Graduate' in l. 15; the Acts of Car. 1 read 'Oxford and Cambridge' for 'Cambridge and Oxford' in each place where those words occur. In 18 Eliz. c. 23. s. 32 'without' is substituted for 'within' in l. 17, possibly a printer's error in Rastall's Edition, from which the Record Commissioners printed the Act in Statutes of the Realm, not having been able to find the original.

¹ See Blackstone's Commentaries, B. III, ch. 6, p. 84, on the special value and importance of this Act. Nevertheless it is regarded as a private Act; and the judges will not take judicial notice of it, unless it is specially pleaded and exemplified. See Grant on the Law of Corporations, p. 526. (G.)

The Act, so far as it imposed on the Mayors and others of the City of Oxford and Town of Cambridge the duty to take the oaths, required by certain of the charters confirmed, for the conservation of the liberties of the respective universities, was repealed as to Cambridge by 19 & 20 Vict. c. xvii. ss. 4, 5 (*infra*), and as to Oxford by 22 & 23 Vict. c. 19. s. 1 (*infra*). See also as to Cambridge 57 & 58 Vict. c. lx. s. 5 (*infra*).

- A. D. 1571. Schollers of the same Universitie of Oxford for the tyme being, shalbe incorporated and have a perpetuall Succession in Facte Dede and Name, by the Name of the Chauncellor Masters and Schollers of the Universitie of Oxford, and that the same Chauncellor Maisters and Schollers of the same Universitie of Oxford for the tyme being, from henceforth by the Name of Chauncellor Maisters and Schollers of the Universitie of Oxford, and by none other Name or Names, shalbe called and named for evermore :
- Common Seal : And that they shall have a common Seale to serve for their necessarie Causes touching and concerning the said Chauncellor Maysters and Schollers of the said Universitie of Oxford and their Successors: And likewyse that the Right Hqnorable Sir William Cicill Knight Baron of Burghley nowe Chauncellour of the said Universitie of Cambridg and his Successors for ever, and the Masters and Schollers of the same Universite of Cambridg for the tyme being, shalbe incorporated and have a perpetual Succession in Fact Deede and Name, by the Name of the Chauncellor Maisters and Schollers of the Universitie of Cambridge, and that the same Chauncellor Masters and Schollers of the said Universitie of Cambridge for the tyme being, from henceforth by the Name of Chauncellor Maisters and Schollers of the Universitie of Cambridg, and by none other Name or Names, shalbe called and named for evermore :
- The Chan-
cellor, Mas-
ters, and
Scholars of
the Univer-
sity of
Cambridge
incorpora-
ted ;
- Common Seal : And that they shall have a Comon Seale to serve for their necessarye Causes touching and concerning the said Chauncellor Maisters and Schollers of the said Universitie of Cambridge and their Successors: And further that aswell the Chauncellor Maisters and Schollers of the said Universitie of Oxford and their Successors, by the Name of Chauncellor Masters and Schollers of the Universitie of Oxford, as the Chauncelbr Maisters and Schollers of the sayd Universitie of Cambridge and their Successors, by the Name of Chauncellor Maisters and Schollers of the Universitie of Cambridg, may severally impleade and be ympleaded and sue or be sued, for all manner of Causes Quarels Actions Realles Personall and Mixt of whatsoever
- Said Cor-
porations
may sue
and be
sued.

Kynde Qualitie or Nature they be, and shall and maye A. D. 1571.
 challeng and demaunde all manner of Liberties and Fraun-
 chises, and also aunswere and defend themselves, under and
 by the Name aforesaid in the same Causes Quarels and
 Accions, for every Thing and Thinges whatsoever, for the
 Proffit and Right of either of the foresaid Universities to
 be don, before any manner of Judge either Spirituall or
 Temporall in any Courtes and Places within the Queenes
 Highnes Domyinions whatsoever they be.

AND be it further enacted by the authoritie aforesaid, II.
 That the Letters Patentes of the Queenes Highnes most
 noble Father Kinge Henry Theight made and graunted to Letters Patent
 the Chauncellor and Schollers of the Universitie of Oxford, 1 Ap. 14
 bearing date the first daye of Aprill in the foureteine yere H. VIII. to
 of his Raigne, and the lettres Patentes of the Queenes University
 Majestic that nowe is, made and graunted unto the of Oxford,
 Chauncellor Maisters and Schollers of the Universitie of and 26 Ap.
 Cambridge, bearing date the sixe and twentie daye of 3 Eliz. to
 Aprill in the third yere of her Highnes most gracious University
 Raigne, and also all other lettres Patentes by any of the of Cam-
 Progenitors or Predicessors of our said Sovereigne Ladye, bridge, and
 made to either of the said Corporated Bodies severally all other
 or to anye of their Predecessors of either of the said Letters
 Universities, by whatsoever Name or Names the said Patents to
 Chauncellor Masters and Schollers of either of the saide either of
 Universities in anye of the said lettres Patentes have ben the said
 heretofore named, shall fromhenceforth be good effectuall Universi-
 and avaylable in the Lawe, to all Intentions Constructions ties, con-
 and purposes, to the foresaid nowe Chauncellor Maisters firmed.
 and Schollers of either of the said Universities and to their
 Successors for evermore, after and according to the Fourme
 Wordes Sentences and true meaning of every of the same
 lettres Patentes, as amply fullye and largely as yf the
 same lettres Patentes were recited verbatim in this present
 Acte of Parlyament; Any Thing to the contrary in any
 wyse notwithstandinge.

AND further more be yt enacted by thauthoritye afore- III.
 said, That the Chauncellor Masters and Schollers of either All Posses-
 sions and

Cap. 29] *Incorporation of the Two Universities.* [13 ELIZ.

A. D. 1571. of the said Universities severally, and their Successors
Privileges forever, by the same Name of Chauncellor Maisters and
of the said Schollors of either of the said Universities of Oxforde and
Universi- Cambridge, shall and may severally have hold possesse
ties con- enjoye and use, to them and to their Successors for ever
firmed to more, all mannor of Mannors Lorshippes Rectories Par-
them, being sonages Landes Tenementes Rentes Services Annuities
so incor- Advousons of Churches Possessions Pencions Porcions and
porated. Hereditamentes, and all manner of Liberties Fraunchises
Immunites Quietances and Pryvileges, View of Frankpledge
Lawedaies and other Thinges whatsoever they be, the which
either of the said Corporated Bodies of either of the said
Universities had held occupied or enjoyed, or of right ought
to have had used occupied and enjoyed, at any tyme or
tymes before the making of this Acte of Parlyament ;
according to the true Intent and Meaninge aswell of the
said lettres Patentés made by the said noble Prynce King
Henrye Theight, made and graunted to the Chauncellor and
Schollers of the Unyversitie of Oxford bearing date as
is aforesaid, as of the lettres Patentés of the Queenes
Majestie made and graunted unto the Chauncellor Masters
and Schollers of the Universitie of Cambridge bearing date
as aforesaid, and as accordinge to the true Intent and
Meaninge of all other the foresaid lettres Patentés what-
soever ; Any Statute or other Thinge or Thinges whatsoever
heretofore made or don to the contrary in anye manner of
wyse notwithstandinge.

IV. AND be it further enacted by thaucthority aforesaid,
All Deeds, That all inanner of Instrumentes Indentures Obligacions
Obligations, &c. Writinges obligatory and Recognisaunces, made or know-
made to the said ledged by any person or persons or Body Corporate to
Universi- either of the said Corporated Bodies of either of the said
ties, by any Universities, by what Name or Names soever the said
former De- Chauncellor Maisters and Schollers of either of the
scription, said Universities have ben heretofore called, in any of
declared the said Instrumentes Indentures Obligacions Writinges
valid, obligatori or Recognizaunces, shalbe from henceforth avayl-
able stand and contynue of good perfect and full force and

strength, to the nowe Chauncellor Maisters and Schollers of either of the said Universities and to their Successors, to all Intentes Construccions and Purposes; althoughe they or their Predecessors or any of them, in any of the said Instrumentes Indentures Obligacions Writinges obligatory or Recognizaunzes, be named by any Name contrary or dyverse to the Name of the nowe Chauncellor Maisters and Schollers of either of the said Universities. A.D. 1571.

AND bee it also enacted by thauthoritie aforesaid, That aswell the said lettres Patent^{V.}es of the Queenes Highnes said father Kinge Henry Theight bearing date as is before expressed, made and graunted to the said Corporate Bodye of the said Universitie of Oxon, as the Letters Patent^{Liberties}es of the Queenes Majestie aforesaid, graunted to the Chauncellor Maisters and Schollers of the Universitie of Cambridge bearing date as aforesaid, and all other lettres Patent^{granted the}es by any of the Progenitors or Predecessors of her Highnes, and all manner of Liberties Fraunchises Immunities Quietances and Previlidges Letes Lawedayes and other Things whatsoever therein expressed, geven or graunted to the said Chauncellor Maisters and Schollers of either of the said Universities or to anye of their Predecessors of either of the said Universities, by whatsoever Name the said Chauncellor Maisters and Schollers of either of the said Universities in any of the said Letters Patent^{Universi-}es be named, in and by vertue of this present Acte shalbe from henceforth ratyfyed stablished and confirmed unto the said Chauncellour Maisters and Schollers of either of the said Universities and to their Successors for ever; Any Statute Lawe Usage Custom Construccion or other Thing, to the contrary in any wyse notwithstanding. ^{ties, by any former Description, declared valid, and ratified.}

SAVINGE to all and every person and persons and Bodies Politike and Incorporate their Heyres and Successors, and the Heires and Successors of every of them, other then to the Quenes Majestie her Heires and Successors, all such Rightes Titles Interestes Entrees Leases Conditions Charges and Demaunder, which they and every of them had might or should have had, of in or to any the VI.
Proviso for
Titles of
Strangers,
Leases, &c.

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A. D. 1571. Mannors Lordshippes Rectories Parsonages Landes Tenementes Rentcs Services Annuyties Advousons of Churches Pencions Porcions Hereditamentes, and all other Thinges in the said lettres Patentcs or in any of them mencioned or comprysed, by reason of any Right Title Charge Interest or Condicion, to them or any of them or to the Auncestors or Predecessors of them or any of them devolute or growne, before the several Dates of the same lettres Patentcs, or by reason of any Gyfte Graunte Demyse or other Acte or Actes at any tyme made or don betwene the said Chauncelor Maisters and Schollers of either of the said Universities of Cambridge and Oxford or any of them and others, by what Name or Names soever the same were made or don, in like manner and fourme as they and every of them had or might have had the same before the making of this Acte ; Any Thing, &c.

VII. Proviso for Liberties of Mayor, Bailiffs, and Burgeses of Cambridge and Oxford PROVYDED alwaies and be it enacted by thauctoritie aforesaid, That this Acte or anye Thingc therin contayned shall not extend to the Prejudice or Hurt of the Liberties and Privileges of Right belonging to the Maior Bayliffes and Burgeses of the Towne of Cambridge and Cittie of Oxford ; but that they the said Maiours Bayliffes and Burgeses and every of them and their Successors shalbe and contynew fre in such sort and degree, and enjoye such Liberties Fredomes and Ymmunyties, as they or any of them lawfully may or might have don before the making of this present Acte ; Any Thing contayned in this present Acte to the contrary notwithstandinge.

14^o ELIZ. CHAPTER XI.

A. D. 1572. AN ACTE for the continuacion explanacion perfiting and enlardging of divers. Estatutes.¹

V. 13 Eliz. c. 10. § 2. AND where in one other Acte made in the said thirteenth yeere, entituled An Acte against fraudulent Gyftes

¹ See as to College leases note to 13 Eliz. c. 10 (*supra*).

to the intent to defeate Dilapidations of Ecclesiasticall Livings, and for Leases to bee graunted by Collegiate Churches, there ys one Braunch to avoid certeyne Leases to bee made by Maisters and Fellowes of Colledges, Deanes and Chapiters of Cathedrall or Collegiate Churches, Maisters or Gardians of any Hospitall, or by any Parson Vicar or any other having any Spirituall or Ecclesiasticall Living; Bee yt enacted, That the said Braunche nor any thing therein conteyned, shall not extend to any Graunt Assuraunce or Lease of any Houses belonging to any the Persons or Bodyes Politique or Corporate aforesaid, nor to any Groundes to such Houses apperteyning, which Houses be scituate in any Cytie Boroughe Towne Corporate or Market Towne, or the Suburbes of any of them; but that all such Houses and Groundes may bee granted dimised and assured, as by the Lawes of this Realme and the severall Statutes of the said Colledges Cathedrall Churches and Hospitalles they lawfully might have been before the making of the said Statute, or lawfully might bee yf the said Statute were not; so alway that such House be not the Capitall or Dwelling House used for the Habitation of the persons abovesaid, nor have Ground to the same belonging above the quantitie of Tenne Acres; Any Thing in the said Acte to the contrary notwithstanding.

PROVIDED alwaye and be yt enacted, That no Lease shalbe permitted to bee made by force of this Acte in Reversion, nor without reserving the accustomed yeerely Rent at the leaste, nor without chardging the Lessee with the Reparations, nor for longer Tearme then fourtie yceres at the most; nor any Houses shalbee permitted to bee aliened, unlesse that in Recompence thereof there shalbe afore, with, or presently after such Alienacion, good lawfull and sufficient Assurance made in Fee simple absolutely to such Colledges Houses Bodyes Politique or Corporate, and their successours, of Landes of as good value, and of as greate yerely value at the leaste as so shalbee aliened; Any Statute to the contrary notwithstanding.

A.D. 1572.
as to Leases
by Col-
leges, &c.
shall not
extend to
Houses in
Cities or
Towns Cor-
porate.

VII.
Leases
shall not be
in Rever-
sion, &c.
nor for
more than
40 Years;
nor Ex-
changes
without
EQUIVA-
LENTS.

18^o ELIZ. CHAPTER VI.A. D.
1575-6.AN ACTE for the Maintenaunce of the Colledges in
the Universityes, and of Winchester and Eaton.¹For the
better
Mainten-
ance of
Colleges,
&c. ;On Leases
of Lands of
Colleges in
the Two
Univer-
sities, and
of the Col-
leges of
Winchester
and Eton,
One-third
at least
of the
Rent shall
be reserved
in Corn,
to be deli-
vered or
the Value
paid, at the
Option of
the Lessees,
according
to the Mar-
ket Price.

FOR the better Maintenaunce of Learninge and the better Relief of Scollers in the Universities of Cambridge and Oxforde, and the Colledges of Winchester and Eaton : Be yt enacted by the Quenes Majestie the Lordes Spirituall and Temporall and the Commons in this present Parliament assembled and by thauctorytie of the same, That no Master Provoste Presydent Warden Deane Governour Rector or chief Ruler of any Colledge Cathedrall Churche Halle or Howse of Learninge in any of the Universities aforesaide, nor no Provoste Warden or other Hed Officer of the saide Colledges of Winchester or Eaton, nor the Corporacion of any of the same, by what Tytle Style or Name soever they nowe be shall or may be called, after thende of this present Session of Parliament, shall make anye Lease for lief lieves or yeeres, of anie ferme or anie their Landes Tenementes or other Heredytamentes to the which anie Tythes Errable Lande Meadowe or Pasture dothe or shall apperteigne, excepte that thone thirde parte at the leaste of tholde Rente be reserved and paide in Corne for the saide Colleges Cathedrall Churche Halles and Howses : that is to saye, in good Wheate after vjs. viijd. the Quarter or under,* and good Malte after v s. the Quarter or under, to be delivered yerelie uppon dayes prefixed at the saide Colledges Cathedrall Churche Halles or Howses ; and for defaulte thereof to paye to the said Colledges Cathedrall Churche Halls or Howses in readie Money, at the Election of the saide Lessees their Executours Administratours and Assignes, after the rate as the beste Wheate and Malte in the Markett of Cambridge, for the Rentes that are to be paide to the use of the Howse or Howses there, and in the

¹ See note to 13 Eliz. c. 10 (*supra*).

Market of Oxforde for the Rentes that are to be paide to the use of the Howse or Howses there, and in the Market of Winchester for the Rentes that are to be paide to the use of the Howse or Howses there, and in the Market of Windesore for the Rentes that are to be paide to thuse of the Howse or Howses at Eaton, ys or shalbe solde, the nexte Markett Daye before the saide Rente shalbe due, withowte Fraude or Deceipte; And that all Leases otherwise hereafter to be made, and all collaterall Bondes or Assuraunce to the contrarye by anye of the saide Corporacions, shalbe voyde in Lawe to all Intentes and Purposes; The same Wheat Malte or the Money cominge of the same to be expended to the use of the Relief of the Commons and Diett of the saide Colledges Cathederall Church Halles and Howses onlie, and by no fraude nor collour lett nor solde awaye from the profitt of the saide Colledges Cathedrall Church Halles and Howses, and the Fellowes and Scollers in the same, and the use aforesaide; upon payne of deprivation to the Governour and Chief Rulers of the said Colleges Cathedrall Church Halles and Howses, and all other thereto consentinge.

A. D.
1575-6.

All Leases,
&c. made
otherwise,
declared
void.

Applica-
tion of such
Corn, &c.

PROVIDED alwayes, That this Acte or any Thing therein conteyned shall not extende or be in anye wise preiudiciall to any Lease to be made of a Barne called Mouncken Barne with a certeine porcion of Tythes rysinge growinge and beinge in the parishe of Sowthwecke in the Countye of Sussex, beinge parcell of the possessions of Mawdeleyn Colledge in Oxforde; so that the tearme demysed in and by the saide Lease excede not the number of tenne yeeres from and after the Feaste of Saint Mychaell Tharchangell nexte cominge; Anye Thing therein especified to the contrarie notwithstandinge.

II.
Proviso for
a Lease of
Mounken
Barn in
Sussex.

PROVIDED also, That this Acte shall not extende to any Lease to be made by the President and Scollers of the College of Saint John Baptiste in Oxforde, to any Heire Male of Sir Thomas White, late Knighte and Alderman of London, Fownder of the saide Colledge, which Lease shalbe made accordinge to the meaninge of the Foundation and

III.
Proviso for
certain
Leases to
the Heirs
Male of Sir
T. White,
the Foun-
der of St.

A. D.
1575-6.
John's Col-
lege Ox-
ford.

Statutes of the saide Colledge of the Mannor of Fyffett and no other Hereditamentes.

18^o ELIZ. CHAPTER XI.

AN ACTE for Thexplanacion of the Statutes entytuled againste the defeating of Dilapidacions, and againste Leases to bee made of Spirituall Promocions in some Respectes.¹

Recital
of Stat.
13 Eliz.
c. 10. § 2.
for re-
straining
Leases by
Colleges,
&c.

WHEREAS by a Statute made in a Parliament holden at Westminster the seconde daye of Aprill in the thirteenth yere of the Raigne of our moste gracious Sovereigne Ladie, entytled An Acte against fraudulent Giftes to the intent to defeate Dilapidacions of Ecclesiasticall Lyvings, and for Leases to be graunted by Collegiate Churches, yt was amongeste other Thinges enacted by thauthoritie of Parliament, That from thenceforth all Leases Gyftes Grauntes Feoffementes Conveyaunces or Estates, to be made had donne or suffred by any Master and Fellowes of anye Colledge, or by anye Deane and Chapter of anye Cathedrall or Collegiate Church, Mayster or Guardiā of anye Hospitall, Parson Vicar or anye other havinge anye Spirituall or Ecclesiasticall Lyvinge, or anye Howses Landes Tythes Tenementes or other Hereditamentes beinge any parcell of the Possessions of anye suche Colledge Cathedrall Church Chapter Hospitall Parsonage Vicarage or other Spirituall Promocion, or any wayes apperteyninge or belonginge to the same, or of anye of them, to any Person or Persons Bodies Pollitique or Corporate, other then for the Terme of xxj yeres or three Lyves from the tyme of anye suche Lease or Graunte shalbe made or graunted whereuppon thaccustomed yerelye Rente or more shalbe reserved and payable yerelye duringe the saide Tearme, shalbe utterly voyde and of none Effecte to all Intentens Construccions and Purposes; Anye

¹ See as to College leases note to 13 Eliz. c. 10 (*supra*).

Lawe Custome or Usage to the contrary notwithstanding; A. D. 1575-6.
 as in the saide Acte more playnely appeareth: Sithens the Evasion thereof;
 makinge of which saide Estatute, dyvers of the saide Ecclesi-
 asticall and Spirituall Persones and others havinge Spirituall
 or Ecclesiasticall Lyvinges, have from tyme to tyme made
 Leases for the terme of xxj yeres or three Lyves longe
 before the Expiration of the former yeres, contrary to the
 trewe meaninge and intende of the said Estatute: Be yt
 therefore enacted by this present Parlyament, That all All Leases made by Colleges, &c. of Lands, &c. being in Lease for more than 3 Years then unexpired, &c. declared void.
 Leases hereafter to be made by any of the said Ecclesi-
 asticall Spirituall or Collegiate persons or others of any
 their said Ecclesiasticall Spirituall or Collegiate Landes
 Tenementes or Hereditamentes whereof any former Lease
 for yeres is in beinge, not to be expired surrendred or
 ended within three yeres nexte after the makinge of any
 suche newe Lease, shalbe voyde frustrate and of none
 Effecte; Any Lawe Usage or Custome to the contrarye
 notwithstandinge.

AND be yt likewise enacted by thauctoritie afore- II. All Bonds to the contrary declared void.
 saide, That all and everie Band and Covenante whatsoever
 hereafter to be made for renewinge or makinge of any
 Lease or Leases contrary to the trewe intende of this Acte
 or of the saide Acte made in the said xij yerc, shalbe
 utterlye voyde; Anye Lawe Statute Ordinaunce or other
 Thinge whatsoever to the contrarye in any wise notwith-
 standinge.

PROVIDED alwayes, That this Acte nor any Thinge III. Proviso for existing Leases.
 therein conteyned, shall extende or be prejudicial to make
 frustrate or voyde any Lease or Leases heretofore made by
 anye of the said Spirituall and Ecclesiasticall Person or
 Persones or any of them; but that the same and everie of
 them are of the like Force and Effecte as they or anye of
 them were before the makinge of this present Statute;
 This Acte or any Thinge therein conteyned to the con-
 trarye notwithstandinge.

AND Where Sir Thomas White, late Knight and Alder- IV. Foundation of St. John's College
 man of London, for advauncement of good Learninge, hath
 founded one Colledge in the Universitie of Oxforde called

A.D.
1575-6.
Oxford by
Sir Thomas
White,
seised of
the Manor
of Fishyde
or Fifield
in Berk-
shire.

Leases of
the said
Manor
under
Statutes
the said
College,
&c. for 99
Years.

Saint John Baptistes Colledge, and beinge seased of the Mannour of Fishede alias Fifielde in the Countie of Barks, did togeather with all other his Landes Tenementes and Heredytamentes, geve and assure the said Mannour with Thappertenaunces to the President and Scollers of the saide Colledge for ever: And nevertheles the saide Sir Thomas White havinge then on Rafe White his Brother lyvinge and sundrie Kinsmen, to whome by Course of the Common Lawe his Landes might have discended, dyd devise and order and by the Statutes whiche he provided for the saide Howse, and by order of the nowe Visitor of the said Colledge, yt ys ordeyned, that the saide Mannour of Fishyde alias Fifielde with Thappertenaunces, shoulde be demysed by the said President and Schollars for the tyme beinge to the saide Rafe for the terme of fowerscore and nyntene yeeres, yf the saide Ralfe shoulde so longe lyve, and so yt ys intended that from Heyre Male to Heyre Male of the saide Sir Thomas White, newe Devises shoulde from tyme to tyme be made of the said Mannour with Thappertenaunces to everie suche Heyre Male successivelie for the terme of fowerscore and nyntene yeeres, yf suche Heyre Male should so longe lyve, yeldinge to the said President and Schollars for the tyme beinge suche Rente as nowe ys reserved, with suche further Covenantes and Condicionis as by the said Sir Thomas White or Visitor ys agreed and appointed: And where since the Decease of the said Sir Thomas White the saide Assuraunces to the saide President and Schollars in all or the moste parte of the Landes Tenementes and Heredytamentes of the said Founder were founde in some Respecte unperfected and insufficient in Lawe, and that thereupon the saide Ralfe White to whome the Advantage of suche Imperfection came by Lawe, dyd nevertheles take no suche Advantage, but dyd willinglie make perfecte the said Assurances accordinge to the trewe meaninge of the said Sir Thomas White his Brother, acceptinge onlie one Lease of the said Mannour, in suche sorte as by the said Visitor was appointed, with the Coppieholdes and other Appurtenances of the said Mannour: For Remedie whereof be yt

Such Leases
may be

enacted, That the President and Schollars of the said Colledge maye from tyme to tyme demyse the saide Mannour Coppieholdes and other Appertenaunces to everie Heyre Male of the said Sir Thomas White successyvelye, accordinge to the fourme of Lease thereof alreadye made to the saide Ralfe; and that everie suche Lease¹ to be made and everie Covenante made or to be made for the perfourmaunce of the same, shalbe good in Lawe as yf the said Acte made in the said xiiijth yere had never ben had nor made; Any Thinge in the saide Acte made in the said xiiijth yere, or anye other Acte or Matter whatsoever to the contrarie notwithstandinge.

A. D.
1575-6
made by
the Col-
lege to
every Heir
Male of Sir
T. White
succes-
sively.

18^o ELIZ. CHAPTER XX.

AN ACTE for the repaying and amending of the Bridges and Highwayes nere unto the Cyttye of Oxforde.

FORASMUCHE AS your Highnes Universitie and Cyttye of Oxford hath receyved from your Highnes and your noble Progenitors greate Privileges and Prerogatives, as also the Inhabitanes and Dwellers within the Compasse and Precincte of five Myles thereunto adjoyninge, as chieflie by a Statute made in the seconde and thirde yeere of Kinge Phillipp and Quene Marye, intytuled An Acte that no Purveyour shall take anye Grayne Corne or other Victuall within the Compasse and Precincte of sieve Myles of the saide Cyttye, and in the thirteenth yeere of your Majesties Raigne hath benne renewed and enlarged; by meanes whereof thinhabitauntes aforesaide, not onlye to themselves but to their Posteritic, by the Markettes of your saide Cyttye, ys like to reape muche Gayne Proffitt Comodytie and Advantage by utteraunce of their Corne Grayne and Victual; savinge that the Wayes Bridges and Passages leadinge from your Highnes Mannours and other Places of

Privileges
of Oxford
under
Statutes
2, 3 P. & M.
c. 15.
13 Eliz.
c. 21.

Bad State
of the

¹ The word *so* here inserted in Statutes of the Realm is not on the roll.

A. D.
1575-6.
Roads near
Oxford :

For repair-
ing the
Roads,
within one
Mile of
Oxford,
Occupiers
of Land,
within Five
Miles
thereof,
shall for
each Yard-
Land fur-
nish one
Cart, &c.

House-
holders,
&c. one
Man ;

this Realme to your Highnes Cyttie (beinge for the moste parte Water Woorkes) within this twoo yeeres, by force of Waters are so decayed fallen down and ympayred, that your Highnes and Subjectes with your and their Cariage travaylinge that waye, as others travaylinge owte of all partes of this Realme, are muche anoyed and incumbred, and thinhabitauntes there are not able withowte greate Daunger to travell or repaire unto the saide Cyttie, or bringe to the Markettes their Corne Grayne Victuall or other necessities, to the greate Hurte of the saide Cyttie as Dearth like to ensue within the Universitie and Cyttie : May yt therefore please your Highnes that yt may be enacted by this present Parliament, That everie person and personnes, resiaunt dwellinge or inhabitinge within the Compasse Circuite or Precinct of five Myles of your Highnesses Universitie and Cyttie of Oxforde or Franchises of the same, havinge in his or their Handes or Occupacion to the use of himself or anye other the Quantytie of one Yarde Lande or upwarde in Tyllage Pasture or other Grounde, or havinge kepinge usinge or occupieng a Draught Carte Plowghe or Wayne, at his and their owne proper Costes and Chardges, shall finde and sende or cawse to be founde and sente, for and to the mendinge repayringe and upbuildinge of the decayed Bridges Wayes and Passages, scytuate lienge and beinge within one Myle of the saide Cittie of Oxford, for everie Yarde Lande one Wayne or Drawght Carte furnished after the Custome of the Countrey with Oxen Horse or other Cattell, with all other necessities mete and convenient to carry Thinges for suche manner of perpose, with able Men to loade and unloade the same Draught Carte or Wayne ; And every other Howseholder Cottager or Laborer dwellinge or inhabitinge within the foresaide Compasse Precincte or Circuite (beinge no hired Servaunte) shall, by his or their selves or other sufficiente Labourer, havinge with them sufficient Tooles at their like proper Costes and Charges finde and sende, in and to the mendinge repayringe and upbuildinge of the decayed Bridges Wayes Cawsies and Passages, one sufficient Man

or Labourer to woorke and laboure in and uppon the aforesaide decayed Premysse; And that every personne or personnes, that by the meaninge of this Acte ys chargeable with Carte Cariage Woorke or Laboure, shall by the Commaundement or Commaundementes of certeyne Supervisors, hereafter to be appointed and nominated by the Vicechauncellour and Mayour with other Justices of the Universitie and Cyttye of Oxforde for the tyme beinge, for the space of sixe whole dayes, shall do their Carriages kepe their Woorke fetch their Carriages and do their Laboure at suche place and places and in suche Woorkes as to them shalbe nomynated and appointed; And uppon payne that every personne and personnes makinge defaulte abovesaide, for everie dayes defaulte or any parte thereof, shall lose and forfayte vs. to be levied and ymployed only to the mendinge of the saide Bridges and Causies.

A. D.
1575-6.
to be employed for Six Days in repairing the said Roads, under Supervisors to be appointed:

Penalty, 5s. per Day.

AND that yt shall be lawfull to and for the aforesaide Supervisors for the tyme beinge, for the more spedye Amendement of the aforesaide Decayes, in suche Place and Places as by the discrecion of the Vicechauncellour Mayor or Supervisors shalbe thought necessarye, to digge or cawse to be digged within the severall Groundes of anye personne or personnes for Gravell Sande Rubbishe Stone or Cynder and other Things, accordinge to the Statute made in the seconde and thirde yeres of Kinge Phillippe and Quene Marye for Highe wayes; And that the aforesaide Sixe Dayes Carriages Woorkes or Laboures, accordinge to the trewe Meaninge Intente and Perporte of this present Acte, shalbe doonne finished and perfourmed, by all manner of personne or personnes by this Acte chargeable, betwene the Feaste of Saint John Baptiste next after this present Session of Parliament and the Feaste of All Saintes nexte after that; And uppon twelve dayes warninge, given or sente in Wrytinge from the Vice Chauncellour and Mayor of the Cyttye of Oxforde for the tyme being or from eyther of them, to the Constable or other Officer of any Boroughe Parishe Head Officer or Governor of every other Place whatsoever that by this Acte ought to serve.

II.
Supervisors empowered to take Gravel, &c.

[See St. 2.
3 P. & M.
c. 8; and
St. 5 Eliz.
c. 13.
sect. 2.]

A. D.
1575-6.
III.
Penalties
leviable by
Distress.

AND for the perfourmaunce of this Acte be yt enacted, That yf any person or persons shall make any Defaulte as ys aforesaide, havinge not made any manner of resonable Composition or Agreement for the same Defaulte, that then yt shalbe lawfull for the Vice Chauncellour and the Mayor of the Cyttie of Oxforde for the tyme beinge, or other their Officers appointed, to distraigne within any the Borowghes Townes Parishes or other Places where suche persone or personnes dwelleth that maketh Defaulte or refuseth; And the same Distresse to leade dryve and carrye awaye, and the same to withholde till they and every of them have or shall paye the Forfaytures lymytted and appointed in this present Acte, as also the Charges of kepinge of suche Distresse so taken.

IV.
Continu-
ance of Act,
7 Years, &c.

PROVIDED alwayes and be it enacted, That this Acte shall endure for the space of seaven yeres nexte ensuinge the ende of this present Parliament, and from thence to the ende of the Parliament then nexte followinge, and no longer.¹

¹ This Act was amended and continued by 35 Eliz. c. 7 (*infra*), and further continued for successive periods by 39 Eliz. c. 18, 43 Eliz. c. 9, 1 [2 [vulgo 1], Ruff.] Jac. 1. c. 25, 21 Jac. 1. c. 28, and 3 Car. 1. c. 5 [c. 4., Ruff.], and by 16 Car. 1. c. 4. s. 31 indefinitely.

For the subsequent disposal of the annual sums, or mileway moneys, leviable under these Acts, see *infra* 2 Geo. 3. c. 41, 7 Geo. 3. c. 66, and 18 Geo. 3. c. 99, whereby certain portions of those moneys were transferred to the trustees of the Stokenchurch, Botley, and Abingdon turnpike roads respectively, and the Mileway Act 11 Geo. 3. c. 19. s. 19, whereby so much of the moneys as had not then been so disposed of were transferred to the Commissioners appointed by that Act; and see further the Mileway Act 52 Geo. 3. c. 72. s. 9 (*infra*).

The Turnpike Acts referred to and the enactments as to mileways in the Mileway Acts having been repealed and other provision made for the maintenance of the roads, this Act, though it does not seem to have been formally repealed, has presumably ceased to be in force.

23^o ELIZ. CHAPTER XIV.

AN ACTE of a Subsidie graunted by the Cleargye.

A. D.
1580-1.

[The Act confirms a grant made by the clergy of the Province of Canterbury of a subsidy of six shillings in the pound payable in three years, and a like grant to be made by the clergy of the Province of York. The former grant, which is recited in full, contains the following proviso.]

. . . Provided also, That this Subsidye graunted by the Cleargie shall not be demaunded or levied owte of any Benefyce Howse of Studentes or Colledge, scytuate or sett within eyther of the Universities of Oxford or Cambridge, or any Benefyce Landes or other Revenues unto the saide Universities or eyther of them, or to any Howse of Studentes or Colledge in anye of the same Universityes, united appropriated or apperteyninge, or owte of any Benefice Landes or Revchues of the Colledge of Windesore, or of the Colledge of Westminster beinge of your Majesties Foundation, or of the Colledge of Eaton nighe Windesore, or of the Colledge called Saint Maryes Colledge by Winchester, founded by William Wickham sometyme Bisshopp of Winchester, or of any Hospitalls Almes Houses or Gramer Scholes, or of any Church Benefyce or other Revenues, to the saide Colledges Hospitalles Almes Howses Almes Halls or Grammer Scholes or to any of them annexed appropriated or otherwise apperteyninge :¹ . . .

Exemption
for Colleges
in the Uni-
versities,
&c.

¹ This clause was repeated practically without alteration in all subsequent grants of subsidies by the clergy. After the reign of Queen Elizabeth the words 'beinge of your Majesties Foundation' following the words 'Colledge of Westminster' were omitted. For note on Subsidy and Land Tax Acts see Appendix IV.

23^o ELIZ. CHAPTER XV.A. D.
1580-1.AN ACTE for a Subsidie and Two Fyfteens graunted
by the Temporaltie.¹XXXIII.
Exemption
for Col-
leges in
the Uni-
versities,
Winches-
ter, Eton,
Hospitals,
&c.

PROVYDED also, That this Acte nor any Thing therein conteyned, shall not extende to the Goodes or Landes of anye Colledge Hall or Hostell within the Unyversyties of Oxforde and Cambridge, or any of them, or to the Goodes or Landes of the Colledge of Wynton fownded by Busshoppe Wickham, or to the Goodes or Landes of the Colledge of Eaton next Wyndsor, or to the Landes Tenementes or Revenewes onelye assigned or appoynted for the sustentacion and lyvinge of the poore Knightes, fownded in the Castle or Colledge of Wyndesour by our late Sovereigne Lorde King Henry the Eighte, or to any of the Goodes or Cattells of the saide Knightes or any of them, or to the Goodes or Landes of any common Free Gramar Scoole within this Realme of England or Wales, or to the Goodes of any Reader Scoolemaister or Scholler, or anye Graduate resyaunte or remayening for Studye, withowte Frawde or Covyn, within anye of the saide Unyversyties and Colledges or Townes of Cambridge and Oxeford or Suburbes of the same, or to any of them, or to any theire Servauntes daylye attending upon any of them, nor to the Goodes of anye Officer Mynister Almes Men or Servauntes belongeng to any of the saide Unyversyties Colledges Halles or Hostells, and dwelling and resyaunte within the saide Unyversyties or cyther of them, or within either of the saide Townes of Cambridge and Oxeforde and the Suburbes of the same, withowte Fraude or Covyn; Or to the Goodes and Landes of any Hospitall Measendieu or Spittl^e howse prepared and used for the Sustentacion and Relief of poore People; Any Thing in this Acte conteyned to the contrary in any wise notwithstandinge.

¹ For note on Subsidy and Land Tax Acts see Appendix IV.

27^o ELIZ. Cap. 2. [Cap. 1., Ruff.]

An Act for the Confirmation of her Majesties Lettres
Pattents graunted to the Queens Colledge in Ox-
forde.¹ A. D.
1584-5.

IN MOSTE humble and lamentable wise shewen unto
your moste excellent majestie your saythfull and moste
obedient Subjectes Henrie Robynson Clerke Bacheler of
dyvinitie Provost and the Scollers of the Queenes colledge
in the university of Oxford, that whereas the saide colledge
was heretofore erected by Robert Eglesfilde Chaplaine to
Quene Phillipp wief to Kinge Edwarde the thirde one of
your highnes most noble progenitours and for ever by him
dedicated and comended to the most noble proteccion of
the Queenes of this realme And whereas by the varietie
and multiplicite of names of incorporacion of the saide
colledge conteyned aswell in sundrie grauntes unto them
made as also in sundrie sutes as well bie them as against
them had and pursued divers doubtes questions and
ambiguyties have heretofore rysen contrarie to the trewe
meaninge of the first grauntes and contrarie to equitie
and good conscience. And whereas your most excellent
majestie graciouslie mindinge the encrease of learninge
and religion and that all questions and controversies
shoulde be taken awaye of your speciall grace and certeine
knowledge by your highnes Letters patentes Dated at
Westminster the xxijth daye of the moneth of October
in the xxvjth yere of your Highnes most happie raigne
at the humble sute and petition of your saythfull coun-
cellours Sir William Cecill Knight Baron of Burleighe
Lorde Threasurer of Englande and Chauncellour of the

Recital of
Letters
Patent of
26 Eliz. in-
corporating
the Col-
lege;

¹ The title of this Act is taken from the table on the roll as printed in Statutes of the Realm. The Act itself is not on the roll, and is here printed from the original Act (No. 31) preserved in the House of Lords.

Cap. 2] Incorporation of Queen's College, Oxford. [27 ELIZ.

A. D.
1584-5.

by the
Name of
the Provost
and Scho-
lars of the
Queen's
College in
the Uni-
versity of
Oxford,

and also
by the
Name of
the Provost
and Scho-
lars of the
Queen's
College in
the Uni-
versity of
Oxford,
Warden
of the
Hospital

universitie of Cambridge Robert Dudley earle of Leycester Baron of Denbighe and Chauncellour of the universitie of Oxforde and Sir Fraunces Walsingham Knight your majesties principall Secretarie did for your highnes your heires and Successors incorporate the saide Colledge in deede and name to be a bodie polittique and corporate by the name of the Provost and Schollers of the Queenes colledge in the universitie of Oxforde And that they and their Successors by that name shoulde have a perpetuall Succession And did further by your saide Letters patentes geve graunte appropriate release and confirme unto the saide Provost and Schollers and their successors all and singuler mannours landes Tenementes hereditamentes advowsons of churches parsonages impropriate Knightes Fees Franchises liberties proffittes quarries mynes woodes underwoodes rentes reversions Tythes aswell greate as smalle offringes obventions free chappells chauntries emolumentes proffittes easementes issues sommes of money rightes Jurisdiccions with all their appurtenaunces letters patentes chartres dispensacions grauntes privileges licences giftes goodes chattalls as well reall as personall of what kinde soever or by what name nature or qualitie they were called or known wheresoever in the Reaume of Englande to the saide provoste and schollers by whatsoever name heretofore to them or their Predicessors geven bargayned confirmed or mencioned pretended or intended to be geven graunted bargayned or confirmed And that they by the saide name shoulde have enjoye and reteyne the same AND whereas also your highnes by your saide letters patentes did graunte unto the saide provoste and Schollers of the Queenes colledge in the universitie of Oxforde who heretofore by the gifte of the saide Kinge Edwarde the thirde were proprietaries of the hospitall of Saint Julyan comonly called Godshowse in the Towne of Sowthampton That they shoulde from the date of the saide letters patentes for ever be named and incorporated in deede and name by the name of the Provost and Schollers of the Queenes colledge in the universitie of Oxforde Warden of

the Hospitall of Godshowse in the Towne of Sowthampton
 and that they and their successors by that name shoulde
 have a perpetuall Successyon and shoulde likewise by that
 name have enjoye and reteyne to them and their successors
 all their landes Tenementes and hereditamentes whatsoever
 unto the saide hospitall geven graunted appropriated or
 confirmed or intended to be unto them gyven graunted
 appropriated or confirmed as by the saide letters patentes
 more at lardge yt dothe and may appeare. THAT nowe
 it may be at the most humble petition of your saide
 subjectes the provost and Schollers afforesaide ordeyned
 established and enacted by your highnes with the assent
 of the Lordes spirituall and Temporall and the commons
 in this present Parliament assembled and by the auctorithe
 of the same: That your highnes saide letters patentes
 and all and everie graunte braunche clawse artycle and
 sentence therein mencioned conteyned and expressed for
 towchinge or concerninge their saide twoo severall names
 of corporacions therein expressed or mencioned and the
 graunte release and confirmation of their saide landes
 Tenementes and hereditamentes, and all other thinges
 in them conteyned may and shall from hensfourth by
 auctoritie of this present Parliament be allowed ratified
 established and confirmed and to be holden for ever here-
 after firme and stable accordinge to the tenour and trewe
 meaninge of the same AND that your saide Subjectes the
 provost and Schollers provost schollers and warden affore-
 saide and their successors for ever by auctoritie of this
 present parliament shall and may be enabled (in right
 of the saide colledge) as the provost and Schollers of the
 Queenes colledge in the universitie of Oxforde and in
 the right of the saide hospitall as the Provost and schollers
 of the Quenes colledge in the Universitie of Oxforde
 warden of the Hospitall of Godshowse in the Towne of
 Sowthampton to demaunde aske have houlde receyve
 possesse reteyne and quietlie enjoye all their possessions
 landes Tenementes and hereditamentes with the appur-
 tenaunces whatsoever spirituall or temporall or mixt

A.D.
 1584-5.
 of Gods-
 house in
 the Town
 of South-
 ampton.

Confirma-
 tion of
 Letters
 Patent.

A. D.
1584-5.

together with all mannours advowsons rectories appropriations Franchises liberties Immunityes proffittes quarries mynes woodes underwoodes rentes revercions Tythes aswell greate as smalle oblacions obventions free chappells chaunteries hospitalls emolumentes proffittes easementes revenues and sommes of money Jewells and plate and all other ornamentes rightes and jurisdictiones goodes and chattalls reall and personall and all other hereditamentes and goodes whatsoever in suche sorte as eyther heretofore they or anie other to their use or uses have respectivelie had helde or enjoyed the same in use or possession or which they or their predecessors respectively have had helde or enjoyed accordinge to suche estate as was ment or intended unto them thereof This graunte and confirmation to be expounded most freely liberally and in most ample wise for the benefitt of the saide provost and Schollers provost and Schollers warden and their Successors.

II.
General
Saving.

SAVINGE to all persons bodies polittique and corporate their heires and successors (other then your highnes your heires and successors and other then the Donors Founders buylders erectors patrons benefactors augmentours and increasers of the saide revenue and proffittes of the saide colledge or hospitall their heires successors and assignes and other then the Feoffees their heires and assignes of anie landes or tenementes proffittes or hereditamentes whereof the inheritaunce possession proffittes or use was meant employed or intended to the saide Provost and schollers or provost schollers or warden) all suche estate right Tytle rentes Commons and possession which they or any of them lawfullie have or of right ought to have or might have had in or to anie of the premyssees or any parcell thereof in suche like manner and fourme as though this acte had never ben had or made,

III.
Provision
as to
Leases
already
granted by
the College.

PROVIDED alwaies and be yt enacted That yf anie lease or leases made by the saide Provost and Schollers or anie thei. predecessors be voyde or insufficient in the lawe through defaulte of the saide corporation That then and in suche case the saide Provost and schollers thereof shall

make a new lease or leases upon request to be made by the Tenaunt thereof for so manie yerres as the former voyde or voydeable lease did conteyne so as the same doe not exceede the tearme of xxjth yeeres yet to comme. And yf the same former lease conteyne above the number of xxjth yeeres yet to comme That then the same to be made good for and duringe the tearme of xxjth yerres from thende of this Session of parlyament with reservacion thereuppon to be made of the olde and accustomed rent to be answered in money and provysion accordinge to the tenure of the late statute in that behalfe made And with suche reasonable exceptions covenantes condicions and reservacions as betwene the same provost and schollers and Tenaunte shalbe agreed uppon And for faulte of agreement betwixt them then with suche reasonable excepcions covenantes condicions and reservacions as shalbe sett downe by the Chaunceller of the saide universitie the twoo chief Justices and the Maister of the rolles for the tyme beinge or anye twoo of them.

A. D.
1584-5.

27^o ELIZ. *Cap. 3.* [*Cap. 2., Ruff.*]

An Act for the Confirmation of her Majesties Letters Pattents graunted unto the Maister Fellowes and Scollers of Clare Hall in Cambridge.¹

W^HEAREAS the Quenes majestie for thencrease of learynyng and for the mayntenaunce and sustentacion of tenne Schollers or Studentes in the Colledge or Halle comonlie called Clarehall, in the unyversitie of Cambridge, within the Countie of Cambridge, of her speciall grace certayne knowledge and mere mocion, by her letters patentes Dated at Westminster the xxijth daye of Marche

Recital of
Letters
Patent of
4 Eliz.
granting
the Hos-
pital of
St. John
Baptist and
St. Mary
Magdalen

¹ The title of this Act is taken from the table on the roll as printed in Statutes of the Realm. The Act itself is not on the roll, and is here printed from the original Act (No. 32) preserved in the House of Lords.

A.D.
1584-5.
to Edward
Leedes,

in fowrth yere of her majestes reigne did gyve and graunte unto Edwarde Leedes, by the name of Edwarde Leedes, Master or warden of Saint John Babtiste and the blessed Marye Magdalen in Elye within the Isle of Elye, in the foresaide cowntie, the saide Hospitall of Saint John Babtiste and the blessed Marie Magdalen, or by what other name or title the same hospitall was at anye tyme before called or knowen, and all the Scyte, grounde, circuyte and procyncte of the same hospitall, and all and singuler buildinges, Edifices, Coveringes, Iron, Glasse and leade, whiche weare of, in, and upon the saide hospitall and other the premisses, and also all and singuler Mannours, Messuages, graunges, Toftes, Cottages, Gardyns, Landes Tenementes, Medowes, Feedinges, Pastures, Woodes, Underwoodes, rentes, reversiones, services, Commons, Liberties, franchises, Jurisdiccions, offices, Courtes, Leetes, Viewes of franke pledges, feyres, Markettes, Waters, Fisshinges, Waies, Voide groundes, Rectories, Vicaredges, Pencions, porcions, annuyties, Tiethes, oblacions, and all and singuler other rightes, proffites, possessions and hereditamentes whatsoever within the Realme of Englande to the same hospitall in any wise belongeng or apperteyning, or as members partes or parcells of the possessions and renewes of the same hospitall had, knowen, accepted used or reputed, And also all and all maner of wodes underwoodes and trees whatsoever groweng and being of in and upon the premisses, or anye parcell thereof, And the reversion and reversiones whatsoever of all and singuler the premisses, and of everie parcell thereof, and also all the rentes and yerelie proffittes whatsoever reserved upon whatsoever demyses and grauntes of the premysses or of anye parte thereof by anye maner of meanes made, To have holde and enjoye the saide Hospitall Mannours Messuages landes tenementes, and, all and singuler other the premisses, with all their appurtenaunces to the foresaide Edwarde Leedes Master of the saide hospitall and his Successours for ever, And did further of her abundant grace certeyne knowledge and mere mocion gyve unto the saide Edwarde Leedes Master

with special
Licence to
convey the
same to the

of the hospitall aforesaide, speciall licence power and
 authoritie to gyve graunte and assure all the saide hospitall
 • and all and singuler the aforesaide Mannours Landes
 Tenementes and all other the premisses with all their
 appurtenaunces to Philipp Baker professour of dyvynitye
 and Henrye Harvy Doctour of the lawe, their heires and
 assignees to the use and behoofe of the Master Fellowes
 and scollers of Clarehall aforesaide, as by the saide letters
 patentes more at lardge yt dothe and maye appere, And
 wheareas the saide Edward Leedes, by the name of Ed-
 warde Leedes Clerk Master or Warden of the saide Hospitall,
 by his Deede Dated the xxiiijth daye of Marche in the fore-
 saide fowrth Yere of her majestes saide reigne, did gyve
 and graunte unto the aforesaide Phillip Baker and Henrye
 Harvie all the aforesaide hospitall and premisses with their
 appurtenaunces, To have and to holde the saide hospitall
 and premisses with their appurtenaunces unto the saide
 Phillip Baker and Henrye Harvy and their heires, to
 the use of the Master Fellowes and Scollers of Clarehall
 aforesaide, and their successours for ever, Whiche saide
 gifte and graunte of the foresaide hospitall and premysses,
 Richarde by the providence of God then Bisshopp of Elye,
 and the Deane and Chapter of the Cathedrall Church
 of Elie, have ratified and confirmed. FOR the establishenge
 and confyrmeng of whiche saide Hospitall and all the landes
 tenementes and hereditamentes thereunto belongeng, unto
 the saide Master Fellowes and Scollers of Clarehall afore-
 saide, and theyre Successours, and for the avoydeng of
 all questions ambiguyties and dowbtcs whiche maye rise
 or growe upon the foresaide letters patentes, or the gifte
 or graunte made by the saide Edward Leedes unto the
 saide Phillip Baker and Henry Harvey as aforesaide,
 BE IT ORDEINED established and Inacted by the authoritie
 of this presente parliament at the humble sute of the saide
 Master Fellowes and Scollers of Clarehall aforesaide that
 the saide Master fellowes and Scollers of Clarehall afore-
 saide (or by whatsoever other name or tytle they be
 incorporate) shall have and enjoye the foresaide hospitall

A. D.
 1584-5.
 use of the
 Master,
 Fellowes,
 and Scho-
 lars of
 Clare Hall.

Convey-
 ance by
 Edward
 Leedes ac-
 cordingly.

Title of
 Master, &c.
 of Clare
 Hall to the
 Hospital
 confirmed.

A. D.
1584-5.

General
Saving.

and other the landes tenementes and hereditamentes and all the premisses with their appurtenaunces mencioned in the foresaide letters patentes to them and their successours for ever, according to the intencion sett downe in the saide letters patentes, and according to the purporte of the saide gifte and graunte made by the saide Edwarde Leedes to the saide Phillipp Baker and Henrye Harvey, to the uses before mencioned, Savinge to all persons, bodies polittique and corporate (other then the Quenes majestie her heires and Successours, and the patron fownder and fownders of the saide hospitall their heires and Successours) all suche right tytle and Interest as they and everie of them shoulde and might have hadd, yf this acte had never bene hadd nor made, Any thinge in this present acte to the contrarie thereof in anye wise notwithstandinge.

31^o ELIZ. CHAPTER VI.

A. D.
1588-9.

AN ACTE against Abuses in Election of Scollers and presentacions to Benefices.

Elections
of Fellows,
Scholars,
&c. in
Colleges,
&c. made
corruptly ;

WHEREAS by the intent of the Founders of Colledges, Churches Collegiat, Churches Cathedrall, Scoles Hospitalls Halles and other like Societies within this Realme, and by the Statutes and good Orders of the same, the Eleccions presentacions and Nominacions of Fellowes^t Schollers Officers and other Persons to have roome or place in the same, are to be had and made of the fittest and moste meete persons beinge capableness of the same Eleccions presentacions and Nominacions, freelye without anye Rewarde Guyfte or Thinge given or taken for the same ; And for true performaunce whereof, some Ellectors Presentors and Nomyntors in the same have or shoulde take a Corporall Oathe to make their Eleccions presentacions and Nominacions accordinglye ; Yet notwithstandinge it is sene and founde by experience that

the saide Eleccions Presentacions and Nominacions be
 manye tymes wrought and brought to passe with Monye
 • Guyftes and Rewardes, whereby the fytttest persons to be
 presented elected or nominated, wantinge Money or
 Friendes are sildome or not at all preferred, contrarie to
 the good meaninge of the saide Founders, and the saide
 good Statutes and Ordynaunces of the saide Colledges
 Churches Scholes Halles Hospitalls and Socyeties, and to
 the great prejudice of Learning and the Common Wealthe
 and Estate of the Realme: For Remedye whereof, Be it
 enacted by the Quenes most excellent Majestie the Lordes
 Spirituall and Temporall and the Commons in this present
 Parliament assembled, and by the Authoritie of the same,
 That yf any Person or Persons Bodyes Pollitick or Cor-
 porate, whiche have Eleccion presentacion or Nominacion,
 or Voyce or Assent in the Choyse Eleccion presentacion or
 Nominacion, of anye Fellowe Scholler or any other person,
 to have roome or place in anye the saide Churches Colledges
 Scholes Hospitalls Halles or Societies, shall, at anye tyme
 after Fortye Daies next after the ende of this present
 Session of Parliament, have receyve or take anye Monye
 Fee Rewarde or any other Profytt, directly or indirectlie,
 or shall take any Promyse Agreement Covenante Bonde
 or other Assuraunce, to receyve or have any Monye Fee
 Rewarde, or any other Profytt, directlye or indirectlye,
 either to him or themselves or to any other of their or
 anye of their Freindes, for his or their Voice or Voices
 Assent or Assentes or Consentes, in electinge, chosinge
 presentinge or nominatinge anye Officer Fellowe Scholler
 or other Person, to have any roome or place in any the
 saide Churches Colledges Halles Scholes Hospitalles or
 Societies, that then and from thenceforthe the Place Roome
 or Office, whiche suche person soe offendinge shall then
 have in anye the saide Churches Colledges Scholles Halles
 Hospitalls or Societies, shalbe voyde; And that then aswell
 the Quenes Majestie her Heires and Successors, and everie
 other person and persons their Heires and Successors, to
 whom the presentacion Donacion Guyfte Eleccion or Dis-

A. D.
1588-9Where
Election of
Fellows,
Officers,
&c. of
Colleges,
Hospitals,
&c. shall
be pro-
duced by
Bribery, the
Election
declared
void.

A. D.
1588-9.

position shall of right belonge or apperteyne of anye suche of the saide Roomes or Places of the saide person offendinge as aforesaide, shall or maye at their pleasure elect present nominate place or appoynte any other person or persons in the Roome Office or Place of suche person or persons so offendinge, as yf the saide person or persons so offendinge then were naturallie deade.

II.
Penalty on
Resigna-
tion of any
Fellow-
ship, Office,
&c. for
Money, &c.;
Double the
Amount
on the Re-
signer, and
Incapacity
in the
Giver.

AND be it further enacted by the Authoritie aforesaide, That yf any Fellowe Officer or Scholler of anye the saide Churches Colledges Scholes Halles Hospitalls or Societies, or other Persons havinge Roome or Place in anye of the same, shall at anye tyme hereafter directly or indirectlie take or receive, or by any waye devise or meanes contract or agree to have or receyve, any Monye Rewarde or Profytt whatsoever, for the levinge or resignyng upp of the same his Roome or Place for any other to be placed in the same, That then everie person soe takinge or contractinge or agreinge to take or have any thinge for the same, shall forfeyte and loose double the somme of Money or value of the thinge so receyved and taken or agreed to be receyved or taken; And everie person, by whom or for whom anye Monye Guyfte or Rewarde as aforesaide shalbe given or agreed to be payde, shalbe uncapeable of that Place or Roome for that tyme or turne, and shall not be nor had nor taken to be a lafull Fellowe Scholler or Officer of any the Churches Colledges Halles Hospitalls Scholles or Societies, or to have suche Roome or Place there; but that they to whom it shall apperteyne, at any tyme thereafter, shall and maye elect chose present and nominate any other person, fitt to be elected presented or nominated, into the saide Roome or Fellowshipe, as yf the saide person, by or for whome anye suche Money Guyfte or Rewarde shalbe given or agreed to be payde, were dead or had resigned and leaste the same.

III.
This Act
shall be
read at
every Elec-
tion of Fel-

AND for more syncere Eleccion, Choyce presentacion and Nominacion of Fellowes Schollers Officers and other Persons to have Roome or Place hereafter in anye of the saide Churches Colledges Halles Scholles Hospitalls and

other like Societies; Be it further enacted by the Authoritie aforesaide, That at the tyme of everie suche Eleccion presentacion or Nominacion hereafter to be had, aswell this present Acte, as Thorders and Statutes of the same Places concernynge suche Eleccion presentacion or Nominacion to be had, shall then and there be publiklye read, upon payne that everie person in whom Defaulte thereof shalbe, shall forfeyte and loose the somme of Fortye Poundes: All whiche Forfeytures shall and maye be had and recovered in any her Majesties Courtes of Recorde by any Person or Persons Bodies Pollitique and Corporate that will sue for the same by Bill Playnt or Accion of Debte, in whiche noe Essoyne Protection or Wager of Lawe shalbe allowed; Thone Moytie whereof shalbe to him or them that will sue for the same, thother Moytie to the use of the saide Church Colledge Hall Hospitall Schole or Societic where suche Offence shalbe commytted.

A. D.
1588-9.
lows, &c.
Penalty,
£40.

Recovery
of Pen-
alties.

[Sections 4-9 are directed against corrupt practices in regard to Benefices. It is the custom at Academical Elections to read no more of the Act than the first three sections here printed.]

35^o ELIZ. CHAPTER VII.

AN ACTE for Continuance of diverse Statutes.

A. D.
1592-3.

[The Act continues *inter alia* 13 Eliz. c. 21, and 18 Eliz. c. 20 (*supra*), till the end of the Parliament next ensuing.]

PROVIDED alwaies and be it enacted by thauthoritic aforesaide, That the saide Acte made in the Eightene yere of her Majesties Raigne for the repayinge and amending of Bridges and High Waies nere unto the Cittie of Oxon, or any Thing therein conteyned, shall not chardge withe any Thing towards the amendinge of the saide Bridges

VIII.
4d. per
Yard-land
payable to
Repair of
Roads, &c.
near Ox-
ford, under
18 Eliz.
c. 20.

A. D. 1592-3. and Highe Wayes, any Person or Housholder inhabitinge within Fyve Miles of the Universitie and Cittie of Oxon not havinge in Possession One Yarde Lande; And that everie person havinge One Yarde Lande or more in his Possession lying within the sayde Fyve Miles, shall paye yerelie the somme of fower pence onelie for everie Yarde Lande before the Feast of Pentecost unto the Vicechauncellor and Maior for the tyme beinge, or their Deputie or Deputyes, towards the amendinge of the saide Bridges and Highewaies, and no other Penaltye, with like Remedie by Distresse for everie somme of fower pence, which shalbe due and not payde as aforesaide, as is conteyned in the saide Statute for any Penalty therin lymitted.¹

35^o ELIZ, Cap. 13. [Cap. 2., Ruff.]

An Acte for the late Scite of the dissolved House of the Gray Friers in or nere Cambridge maye be solde or lett in Fee Ferme otherwise for the Erection of a newe Colledge in the Universitie of Cambridge.²

EXHIBITA est regie Majestati in Parlamento predicto billa quedam formam Actus in se continens.

An acte
to sell the
Scite of
the Grey
Friers nere
Cambridge.

WHEREAS the right honorable and vertuose lady Frauncys late Countesse of Sussex nowe decessed hath by her last will and testament for the mayntenaunce of good learninge willed and ordeyned that her executors shulde bestowe and ymploye the some of fyve thousande poundes for therrection of a newe Colledge in the unyversitie of Cambridge and for the purchasinge of some competent landes therunto for the mayntenaunce of a Maister and of tenne fellowes and twentie scollers studentes there

¹ See note to 18 Eliz. c. 20 (*supra*).

² The copy of this Act here printed has been taken from the roll.

A. D.
1592-3.

as by her said last will and testament amonge other thinges more largely appereth. And whereas the executors of her saide will have heretofore endeavored to purchase the late scite of the dissolved house of the Grey Friars in or nere Cambridge beinge a most fytt place for that purpose and cannot hetherto proceede therin by reason that the Maister fellowes and scollers of the Colledge commonly called Trynitie Colledge in Cambridge (whoe are Owners therof) are prohibited aswell by locall statutes of that Colledge as also by the statutes of this Realme to alyene graunte or demyse any of the landes tenementes or hereditamentes of that their Colledge otherwise then for one and twentie yeres or thre lyves from the tyme of makinge of suche graunte.

Maye it therfore please the Quenes most Excellent Majestic and the lorde spirituall and temporall and the Commons in this present Parliament assembled that it maye be inacted and established by the auctoritie of the saide parliament that it shall and maye be lafull to and for the Maister fellowes and scollers of the Colledge of the holie and undevided Trynitie within the Towne and Unyversitie of Cambridge of the foundation of Kinge Henrie the Eight for suche reasonable consideracions as shalbe agreed upon to gyve graunte bargayne sell and alyene or to lett in fee farme or otherwise unto the right honorable Henrie Erle of Kent Sir John Harrington Knight Robert Forthe Doctor of the Civill lawe and to Nicholas Sonde Doctor of Divynitie Executors of the last will and testament of the saide late Countesse of Sussex or to the Survivors of them and to their heires and assignes for ever one parcell of lande conteyninge by estymacion thre acres be it more or lesse called or knowen by the name of the late scite of the house of the Graye Fryers within or nere the Towne of Cambridge in the Countye of Cambridge nowe inclosed with one stone wall with thappurtenaunces to this onely intent use and purpose that the saide Executors some or one of them or the heires executors or admynistrators of them or of some or one of

A. D.
1592-3.

them shall theruppon bylde and erect accordinge to the true meanyng of the last will of the saide Countesse One Colledge for the mayntenaunce of good learning for ever without the incurringe of any daunger or penaltye of any of the statutes of the saide Colledge And that suche graunte bargayne sale and alyenacion of the premisses shalbe good and available in lawe anye locall statutes of the saide Colledge of the holie and undevided Trynitie within the saide Towne and Unyversitie of Cambridge of the foundation of the saide Kinge Henrie the Eight or Any statute or lawe of this Realme to the contrarie in anywise notwithstandinge.

Savinge to her most Excellent Majestie and to everie other person and persons bodyes politique and Corporate and to their heires and successours all suche right title use possession action interest execucion condicion terme and demaunde and all other profittes commodities and heredytamentes whatsoever which they or any of them mought shulde or ought to have had yf this Acte had never bene had ne made Any thinge in this Acte conteyned to the contrarie notwithstandinge.

CUI QUIDEM bille perlecte et ad plenum intellecte per dictam dominam Reginam ex autoritate Parliamenti predicti sic responsum est. La Royne le veult.

39^o ELIZ. CHAPTER VI.

A. D.
1597-8.

AN ACTE to reforme Deceiptes and Breaches of Trust, towching Landes given to charitable Uses.¹

[Section 1 authorizes the Lord Chancellor to issue a Commission to the Bishop of the Diocese to inquire into endowments and their application.]

II.
Not to
extend to

PROVIDED alwayes, That neyther this Act nor any thing

¹ This Act was repealed by 43 Eliz. c. 9. s. 4 [s. 30., Ruff.].

therein conteyned, shall in any waies extende to any Colledges Halles or Howses of Learning within the Universities of Oxforde or Cambridge, or to the Colledges of Westminster Eaton or Wynchester, or any of them, nor to the Landes Revenues or Possessions thereunto belonging; neyther to any Cathedrall Church within this Realme of Englande, nor to the Landes or Possessions thereunto apperteyning or belonging.

A. D.
1597-8.
Univer-
sities,
Cathedrals
&c.

43^o ELIZ. CHAPTER IV.

An Acte to redresse the Misemployment of Landes Goodes and Stockes of Money heretofore given to Charitable Uses.¹

A. D. 1601.

[The first section of this Act provides for the issuing of Commissions to Bishops and others, from time to time, to inquire into the application of Charitable Gifts, &c.]

PROVIDED alwaies, That neither this Acte, nor any thing therein conteined, shall in any wise extende to any Landes Tenements Rents Annuities Profits Goods Chattels Money or Stockes of Money, given limited appointe² or assigned, or whiche shalbe given limited appointed or assigned, to any Colledge Hall or Howse of Learning within the Universities of Oxforde or Cambridge, or to the Colledges of Westmynster Eaton or Winchester, or any of them, or to any Cathedrall or Collegiate Church within this Realme.

II.
Not to
extend to
Univer-
sities,
Cathedrals,
&c.

43^o ELIZ. *Cap.* 8.

An Acte for the assuringe of the Patronage of the Vicarage of Rotherston in the Countie of Chester.

¹ This Act was repealed by 51 & 52 Vict. c. 42. s. 13 (1) (*infra*).

² So on roll.

A. D. 1601.

and a Schollars Roome in the Cathedrall Church of Christe in Oxon, of the Foundacion of Kinge Henrie the Eighth, by the Deane and Chapter of the saide Cathedrall Church to Thomas Venables Esquire and his Heires for ever.¹

Disputes
between
Thomas
Venables
and Deane
and Chap-
ter of
Christ
Church,
Oxford, as
to the Ad-
vowson of
the Rectory
of Rother-
stone re-
ferred to
arbitration.

WHEREAS Divers variances and Contencions, have been moved, and stirred, betweene the sayd Thomas Venables, and Divers of his Auncestours, and the Deane and Chapter of Christe Church aforesayd and their predecessours, for and concerning, the Right, interest, title, and Inheritance, of, and in the Advowson of the Rectorie, and parsonage of Rotherstone,² in the sayd Countie of Chester, The final ordering, Determyning, and appeasing of which sutes, and Contencions, was by the Queenes most excellent Majestie, upon the petition of the sayd Deane and chapter, referred to the order, and Award, of the right Reverent father in god, John Archbishop of Cantorburie primate and metropolitane of all England, And the Right Honorable Sir Thomas Egerton Knight, Lord Keeper of the greate Seale of England, Thomas Lord Buckhurst, Lord Treasurer of England, and Sir John Fortescue, Knight, Chauncellour of the Queenes Majestes Court of Exchequour, Who according to her highnes pleasure in that behalf, for a perpetuall peacc, and agreement, to be had and Contynued, between the sayd parties, towching the sayd premisses, by their Award in Writing, signed with their handes, bearing Date the Two and Twentieth day of June, in the One and Fortith Yeare of her Majestes Reigne, upon full and Deliberate Consideracion of the severall tytles, and Challendges, made by the sayd parties in and tovching the premisses, Did awarde and order, that the sayd Thomas Venables, and his heires, before the Feast of Saint Andrewe the Appostle then next ensuing, shoulde Convey, assure,

Award
thereon.

¹ The title of this Act is taken from the table on the roll printed in Statutes of the Realm. The Act itself is not on the roll, and is here printed from the original Act (No. 27) preserved at the House of Lords.

² Now called Rostherne, three miles north of Knutsford.

and Release, to the sayd Deane and Chapter and their Successours forever, All his Right, and tytle, in and to the sayd Rectorie and parsonage of Rotherstone, with thappurtenaunces, by such Conveyaunce and assuraunce in the lawe, as by the learned Counsell of the sayd Deane and Chapter, at their Costes and charges, shoulde be reasonable devised, Advised and required. And did further award, and order, that the said Deane and Chapter in parte of Consideracion thereof, shoulde well and truly contente. and pay or cause to be paid, to the sayd Thomas Venables his executours or administratours, the somme of One Thowsand Markes of Currant Englishe money, at or before the first Day of January then next ensuinge, and shoulde make to the sayd Thomas Venables, such good and sufficient securitie, for the true payment thereof accordingly, as by the sayd Thomas Venables his executours or administratours or by his or their learned Counsell, should be reasonable devised, advised, and required. And also did further order, and awarde That the sayd Thomas Venables his heires and assignes forever, should have, houlde, Retayne, and enjoy, the Advowson, and patronage of the vicarage of Rotherstone aforesayd, and shoulde have full power and libertie to present to the same forever without lett or interrupcion, of the sayd Deane and Chapter, their successours, or assignes, or any of them, or of any other person or persons, or bodie politique lawfully claymeing the same, by, from, or under them, or any of them, And also that the sayd Thomas Venables his heires and assignes from thenceforth, forever, shoulde have likewies, conveyed unto him and his heires, the Nominacion and placing of one Scholler successively from tyme to tyme forever, in the Colledge of Christe Church aforesayd. And that every such Scholler so to be named and placed by the sayd Thomas Venables, his heires or assignes, should have, use, frequent and enjoy within the same Colledge and Church of Christes Church all such and the like priviledges benefittes Immunityes, Comodities and advantages, as any scholler of the same Church, or

A. D. 1601. Colledge, by the orders of the same howse, lawfully have and enjoy, and in as full large and beneficiall manner as any other scholler, of the same Colledge or Church now Doth or at any tyme hereafter shall have or enjoy. And that the sayd Deane and Chapter and their successors shoulde together with the sayd Thomas Venables and his heires doe their best endeavoure, to procure an acte of parliament, to be made at the parliament next ensuing the Date of the said Award, to be houlden within the Realme of England, with the Qucenes Majestes most Royall assent to the same, for the good and suffient conveying, and assuring the advowson and Right of patronage, of the sayd vicarage of Rotherstone, and schollers Rome, to the sayd Thomas Venables his heires and assignes forever, as by the sayd Award it Doth and may appeare. AND whereas the sayd Thomas Venables according to the sayd Award, hath aswell Conveyed, assured, and released to the sayd Deane and chapter and their Successours, forever, All the Right, and title of the said Thomas Venables, in and to the said advowson of the sayd Rectorie, and parsonage, of Rotherstone with thappurtenaunces by such Conveyaunce and assuraunces as by the sayd Deane and Chapter, and their Counsell learned was Devised, advised, and required, as also hath, in part of performaunce of the sayd Award, upon the part and behalf of the said Deane and chapter, received the sayd Somme of One Thowsand Markes, and hath nominated presented and placed in the sayd Colledge or Church of Christe Church one Shawe, as his scholler, to have and enjoy the sayd schollers Rome, so intended to appertaine, and belong to the nomination placing, and Disposicion, of the sayd Thomas Venables, and his heires, which sayd Shawe, so by the sayd Thomas Venables nominated, hath been admitted, accepted and allowed of, by the sayd Deane and chapter, and Doth enjoye, the sayd place accordingly.ⁿ NOWE forasmuch as the sayd Deane and chapter of them selves, cannot Convey and assure the patronage of the sayd vicaradge

Perform-
ance by
Thomas
Venables
of the
Award on
his Side.

Inability of
Dean and
Chapter of
themselves

of Rotherstone, and the sayd scholles¹ Rome unto the
 sayd Thomas Venables and his heires, to have perpetuall
 • contynuaunce, and effecte, as by the sayd Award, is intended. A. D. 1601.
to perform
their Part
of the
Award.
 And to the intente the saide Thomas Venables, and his
 heires, may have houlde and forever enjoy, the said
 patronage of the said vicarage of Rotherstone, and the
 disposicion of the sayd schollers Rome aforesaid without
 interrupcion or disturbaunce of the sayd Deane, and
 Chapter or their Successours or of any of them BE Yt
 enacted, by the Queenes most excellent Majestie, by the
 assent of the Lords spirituall and Temporall, and the
 Comons in this present parliament assembled, That Advowson
of Vicarage
of Rother-
stone
 the sayd Thomas Venables his heires and assignes, shall
 forever hereafter have houlde and enjoy the Advowson and
 patronage of the said vicarage of Rotherstone, in the sayd vested in
Thomas
Venables
and his
Heirs and
Assigns.
 County of Chester, And that the advowson and patronage
 of the said vicarage, and thestate, Right, tytle, possession
 and inheritaunce of the said advowson and patronage of
 the said vicarage, shall from hencefourth by vertue of this
 Acte, be actuallie and Really adjudged, deemed and vested,
 in the sayd Thomas Venables his heires and assignes
 forever. And that the sayd Thomas Venables his heires
 and assignes, shall have good and absolute estate, full
 right, power, and Auctoritie to present to the sayd
 vicarage, forever, when and as often as the said Vicarage
 shall happen to be voyd. without lett or interrupcion of the
 said Deane and Chapter their Successours or assignes, and
 withoutt lett or interrupcion, of fevery other person or persons,
 and bodie politique, lawfully clayming by from^r or under
 them, or any of them.

AND be yt further enacted by the Auctoritie afore- II.
 sayd, That the sayd Thomas Venables his heires and Perpetual
Right of
Nomina-
tion to one
Scholar-
ship in
Christ
Church
 assignes, shall have the nominaçion, Donacion, presenta-
 tion, and placing of ohe Scholler, from tyme to tyme,
 forever, in the sayd Colledge, or Cathedrall Church of
 Christe in Oxon aforesayd. And the sayd Scholler
 to be successively nominated, presented, and placed vested in
Thomas
Venables

¹ So on roll.

A. D. 1601. by the sayd Thomas Venables, and his heires and
 his Heirs assigns, when and as often, as the sayd Schollers Rome
 and Assigns. or place shall happen to be vacant, or voyd by the
 Death or Remove of the sayd Shawe or of any
 other Scholler hereafter to be admitted, or enjoying the
 sayd Rome, And that aswell the sayd Shawe during his
 Contynuaunce in the sayd place, or rome of the sayd
 Schollership, as also all and every such other person or
 persons, as shall hereafter happen to be nominated,
 presented, or placed by the sayd Thomas Venables his
 heires or assigns, in or to the sayd Rome or schollers
 place shall have and enjoy, Respectively, During their
 severall contynuaunces in the said place or Rome within
 the sayd Colledge or Cathedrall Church of Christ, or els-
 where, all and every such priviledges benefittes Immunityties,
 Commodities and advantages, as appertayning to his and
 their sayd Rome and Schollers place, as any other Scholler
 of the same howse, Church and Colledge, by the orders
 of the sayd howse, Church, and Colledge, lawfully have
 and enjoy, and in as full and beneficiall Manner, as any
 other scholler of the same Church, or Colledge, now Doth,
 or at any tyme hereafter shall have and enjoy, and noe
 otherwies.

III.
 General
 Saving.

Saving to the Queenes Majestic her heires and Suc-
 cessours and unto all and every other person or persons,
 bodie and bodies politique (other then the sayd Deane
 and Chapter and their Successours, and other then all
 and every other person or persons, as now or hercafter
 doe or shall lawfully Clayme, or challenge, by or from the
 sayd Deane, and Chapter, or their Successours, or any of
 them) all such estate, Right, title, and interest, as they or
 any of them, hath, or of right ought to have, of, in, and to,
 the said advowson, and patronage, of the sayd vicarage
 of Rotherstone, and of, and in, the sayd Schollers Rome, in
 the same manner forme and Condiçion, as yf this Acte,
 had never been made.¹

¹ The scholarship of which the patronage was by this Act secured to Thomas Venables and his heirs was not a new creation, but was one of the original

1^o [2 [vulgo 1], Ruff.] JAC. I. CHAPTER IV.

AN ACTE for the due Execution of the Statutes
 againste Jesuits Seminarie Preistes Recusants &c.¹

A. D.
 1603-4.

AND be it further enacted by the authoritie afore-
 saide, That no person after the Feast of Saint Michael
 Tharchangell next, shall keepe any Schoole or be a Schoole
 Master out of any the Universities or Colledges of this
 Realme, excepte it be in some publike or free Grammer
 Schoole, or in some such Nobleman or Noblewoman or
 Gentleman or Gentlewoman House as are not Recusants,
 or where the same Schoole Master shall be speciallie
 licensed thereunto by the Archbishop Bishop or Guardian
 of the Spiritualities of that Diocesse, upon paine that aswell
 the Schoole Master as also the Partie that shall retaine
 or maintaine any such Schoole Master contrarie to the true
 intent and meaninge of this Acte, shall forfeite each of
 them for every day so wittinglie offendinge fortie shillings;
 The one halfe of all the Penalties and Sumes of Monye
 before mentioned to be forfeited, to be to the Kinge, his
 Heires and Successors, the other to him or them that shall
 or will sue for the same in any the Courtes of Recorde in

VIII.
 Penalty on
 keeping
 School, &c.
 without
 Licence.
 40s. per
 Day.

studentships of Christ Church. The patronage subsequently passed to the Vernon family, and the studentship came to be known as the Vernon Studentship. For this a junior studentship, tenable for five years and also called the Vernon Studentship, was substituted by the Ordinance made for Christ Church by the Oxford University Commissioners in 1858 (Art. 2 and 17). The patron's right of nomination was preserved; but he was required to exercise it in favour of the candidate who after an examination by persons appointed by him should appear to him to be of the greatest merit. This provision was repeated in Art. XX of the Ordinance substituted by 30 & 31 Vict. c. 76 (*infra*). By Stat. XXII. 5, of the Statutes of Christ Church approved in 1882 the Vernon Studentship became the Vernon Scholarship, and was directed to be filled by election in the same manner as the other open scholarships, but in accordance with the result of an examination in Natural Science.

¹ This Act was repealed by 9 & 10 Vict. c. 59. s. 1.

A. D.
1603-4.

Westminster, by Action of Debte Bill Plainte or Information, in which no Essoigne Protection or Wager of Lawe shalbe allowed.

1^o [2 [vulgo 1], Ruff.] JAC. I. CHAPTER IX.

AN ACTE to restraine the inordinate hauntinge and tiplinge in Innes Alehouses and other Victuallinge Houses.¹

[The Act imposes penalties on inn keepers, victuallers and ale house keepers who allow excessive drinking, or charge more than a penny for a quart of the best, or for two quarts of small beer or ale.]

V.
Proviso
as to Of-
fences in
the Uni-
versities.

PROVIDED alwaies and be it enacted by the authoritie of this present Parliament, That the Correccion and Punishment of such as shall offend againste this Acte, or any parte thereof, within either of the two Universities of this Realme, or the precinctes or Liberties of the same, shall be done upon the Offenders, and Justice shall be ministred in this behalfe accordinge to the intent and true meaninge of this Lawe, by the Governours Magistrates Justices of the Peace or other principall Officers of either of the same Universities, to whome in other cases the Administration of Justice and Correccion and Punishment of Offenders by the Lawes of this Realme and their severall Charters doth belonge or appertaine, and that no other within their Liberties for any Matter concerninge this Lawe contrarie to their severall Charters doe intermeddle, and that all Penalties and Summes of Money to be forfeited or lost by force of this Acte within either of the Universities, or the Liberties or precinctes of the same, shall be levied by the Officers or Ministers of either of the saide Universities to be from tyme to tyme in that behalfe appointed by the Vicechauncellours thereof for the tyme beinge

¹ This Act, which was temporary (s. 4), was continued temporarily by 21 Jac. 1. c. 28. s. 1, but was made perpetual by c. 7. s. 1 of the same year, and so recognized by 1 Car. 1. c. 4. It was repealed by 9 Geo. 4. c. 61. s. 35 (*infra*).

respectivelie, and that all Powers and Authorities either
 of Imprisonment or otherwise before given or appointed
 by this Acte, shall by the Governors Magistrates and
 principall Officers abovesaide of either of the saide Univer-
 sities, be duellie executed and done within either of the
 saide Universities, and the Liberties and precinctes of
 the same, accordinge to the true intent and meaninge
 of this Acte.

A.D.
 1603-4.

1° [2 [vulgo 1], Ruff.] JAC. I. CHAPTER XXII.

AN ACTE concerninge Tanners Curriers Shoemakers
 and other Artificers occupyinge the cuttinge of
 Leather.¹

[The Act makes various regulations as to the trade in
 leather and articles made of leather.]

PROVIDED alwaies, That this Acte nor any thinge
 therein contained, shall not in any wise be prejudiciall
 or hurtfull to the Chancellors Vicechancellors Proctors
 Taxors and Scollors, their Officers Ministers Assignes
 or Farmours of the Universities of Oxford and Cambridge,
 or any of them, of for or concerning the authoritie of
 Searche of tanned Leather, or any of the Forfeitures of the
 same, which they lawfullie had or might have had before
 the making of this present Acte, so as they doe in all thinges
 observe such order in about or for searching sealing and
 registring of Leather, as by this Acte is prescribed and
 appointed, upon the paine therein containyed; Any thinge
 herein contained to the contrarie notwithstanding.

XIII.
 Proviso for
 the Uni-
 versities.

[Section 52 repeals 3 Eliz. c. 8 (*supra*).]

¹ This Act, which was temporary (s. 51), was continued by 21 Jac. 1. c. 28. s. 1, 3 Car. 1. c. 5. [c. 4., Ruff.] s. 3, and 16 Car. 1. c. 4, by the last of these indefinitely. It was wholly repealed by 48 Geo. 3. c. 60. s. 1, and was again partly repealed by 3 Geo. 4. c. 41. s. 10.

1^o [2 [vulgo 1], Ruff.] JAC. I. CHAPTER XXXI.A.D.
1603-4.

AN ACTE for the charitable Reliefe and orderinge
of persons infected with the Plague.¹

[The Act authorizes the levying of rates in Cities and Towns Corporate and the Counties adjoining for relief of poor persons infected with the Plague, makes it felony for infected persons to leave their houses, and authorizes the appointment of officers to enforce provisions against infection.]

IV.
Proviso for
Execution
of this Act
within the
Universi-
ties, Eton,
and Win-
chester.

PROVIDED alwaies and be it enacted by authoritie of this present Parliament, That no Mayor Bayliffes Head Officers or any Justices of Peace shall, by force or pretext of any thinge in this Acte contained, doe or execute any thinge before mentioned, within either the Universities of Cambridge or Oxforde, or within any Cathedrall Church, or the Liberties or Precinctes thereof, in this Realme of England, or within the Colledges of Eaton or Winchester ; But that the Vicechauncellor of either of the Universities for the tyme beinge, within either of the same respectivelie, and the Bishop and Deane of everie such Cathedrall Church, or one of them, within such Cathedrall Church, and the Provost or Warden of either of the saide Colledges within the same, shall have all such power and authoritie, and shall doe and execute all and everie such Acte and Actes Thinge and Thinges in this Acte before mentioned, within their severall Precinctes and Jurisdictions above-saide, as whollie absolutelie and fullie to all Intentes and Purposes as any Mayor Bailiffes Head Officers or Justices of Peace within their severall Precinctes and Jurisdictions may elsewhere by force of this Acte doe and execute.

¹ Section 3 provided that the Act should continue to the end of the first session of the next Parliament. It was further continued by 21 JAC. 1. c. 28. s. 1 and 3 CAR. 1. c. 5. [c. 4., Ruff.] s. 3, in each case to the end of the first session of the ensuing Parliament, and by 16 CAR. 1. c. 4. s. 31 indefinitely; and was repealed by 7 WILL. 4 & 1 VICT. c. 91. s. 4.

3^o JAC. I. CHAPTER V.

AN ACTE to prevent and avoid dangers which may grow by Popish Recusantes.¹

A. D.
1605 6.

AND be it further enacted by the authority of this present Parliament, That everie person or persons that is or shall be a Popishe Recusant convict, during the tyme that he shalbe or remaine a Recusant, shall from and after the end of this present Session of Parliament be utterly disabled to present to any Benefice, with Cure or without Cure, Prebend or any other Ecclesiasticall Living, or to collate or nominate to any Freeschole Hospitall or Donative whatsoever. and from the beginning of this present Session of Parliament shall likewise be disabled to graunt any avoydance to any Benefice Prebend or other Ecclesiasticall Living; and that the Chauncellour and Schollers of the University of Oxeforde, soe often as any of them shalbe voide, shall have the presentacion Nominacion Collation and Donacion of and to everie such Benefice Prebend or Ecclesiasticall Living, Schoole Hospitall and Donative, sett lying and being in the Counties of Oxford Kent Middlesex Sussex Surrey Hampshire Berkshire Buckinghamshire Gloucestershire Worcestershire Staffordshire Warwickshire Wiltshire Somersetshire Devonshire Cornwall Dorsetshire Herefordshire Northamptonshire Pembrockshire Carmarthenshire Brecknockshire Monmouthshire Cardiganshire Mountgomeryshire the Citye of London, and in every Citye and Towne being a Countye of it selfe, lying and being within any of the Limittes or precinctes of any of the Counties aforesaide, or in or within any of them, as shall happen to be voide; during such tyme as the Patron

XIII.
Popish
Recusants
convict
disabled
from pre-
sents to
Benefices
which shall
be supplied
by the
Two Uni-
versities.

¹ For extension of the provisions of s. 13 to Roman Catholics not being recusants convict, and trustees and others acting on their behalf, see 1 W. & M. [1 W. & M. Sess. 1., Ruff.] c. 26 (*infra*) and 13 Ann. c. 13. [12 Ann. St. 2. c. 14., Ruff.] (*infra*).

A. D.
1605-6.

Proviso
against
Pluralities.

thereof shalbe and remaine a Recusant convict as afore-
saide ; And that the Chancellor and Schollers of the
University of Cambridge shall have the presentacion^r
Nominacion Collacion and Donacion of and to everie
such Benefice Prebend or Ecclesiasticall Living Schoole
Hospitall and Donative, set lying and being in the Counties
of Essex Hartfordshire Bedfordshire Cambridgeshire Hunt-
ingtonshire Suffolke Norfolke Lincolneshire Rutlandshire
Leicestershire Derbshire Nottinghamshire Shropshire
Cheshire Lancashire Yorkeshire the County of Durham
Northumberland Cumberland Westmerland Radnorshire
Denbighshire Flintshire Carnarvonshire Angleseyshire
Merionethshire Glamorganshire, and in everie City and
Towne being a County of itselfe, lying within any of the
Limits or precinctes of any of the Counties last before
mencioned, or in or within any of them, as shall happen
to be voide, during such tyme as the Patron thereof shall
be and remaine a Recusant convict as aforesaide : Provided
that neither of the saide Chauncellors and Schollers of
either the saide Universities shall present or nominate
to any Benefice with Cure Prebend or other Ecclesiasticall
Living, any such person as shall then have any other
Benefice with Cure of Soules ; And if any such Presentacion
or Nominacion shalbe had or made of any such person
soe beneficed, the said Presentacion or Nominacion shall be
utterly voide ; Any thing in this Acte to the contrarye
notwithstanding.¹

3^o JAC. I. CHAPTER XX.

AN ACTE for clearing the Passage by Water from
London to and beyond the Citty of Oxforde.²

Formaking
the River

WHEREAS the River of Tnames is from the Citty
of London till within a fewe miles of the Citty of

¹ This proviso was repealed by 61 & 62 Vict. c. 48. s. 7 (*infra*). Presentees under this section are now subject to the ordinary law as to the holding of livings in plurality.

² This Act was repealed by 21 Jac. I. c. 32. s. 9. [s. 8., Ruff.] (*infra*).

Oxeforde verie navigable and passeable with and for Boates
 and Barges of greate Content and Cariage, and whereas it
 • is conceived that by the remooving rectifying and amending
 of some fewe Lettes Impedimentes and Obstruptions in
 or about the Channell of the saide River, the same would
 be made also passable both unto the Citye of Oxon, and
 from thence into some parte of the Counties of Oxon
 Berkes Wiltes and Gloucester, which would redound to the
 greate Commodity Ease Benefitt and Enrichment of the
 saide Counties of Oxon Berkes Wiltes and Gloucester, and
 of the University and Citye of Oxon, and would be also
 a verie great help for conveyance of Cariages unto the
 Kinges Majesties Manour House of Woodstocke, or verie
 neere thereunto, which if it shalbe effected, will bee a great
 helpe to the bettering of the Highwayes lying through
 these Counties, which nowe by the continuall Passage of
 Cariages by Waines and Cartes are soe worne and broken,
 as the same in the Winter Seasons are hardly to be
 travailed through: Be it therefore ordained and enacted
 by the Kinges Majestie the Lordes Spirituall and Tem-
 porall and the Commons in this present Parliament
 assembled, and by the Authoritie of the same, That the
 Lorde Chancellor or Lorde Keeper of the Great Seale
 of England for the tyme being, at anie tyme after the end
 of this present Session of Parliament, shall and may by his
 discrecion appoint and authorize by Commission under the
 Greate Seale of England Eighteene Commissioners, whereof
 Sixe to be of the Countie of Oxon, videlicet, One to be
 of the Universitie, one to be of the Citie, and foure of the
 saide Countie, not being of the Universitie nor Citie of
 Oxforde, and foure of the Countie of Berkes, and foure
 of the County of Wiltes, and foure of the Countie of
 Gloucester, everie of which saide Commissioners of the
 said foure severall Counties (the saide foure Commissioners
 for each severall County to be chosen out of Sixe, to be
 severally and respectively nominated and certified to the
 saide Lorde Chauncellour or Lorde Keeper of the Great
 Seale, by the more parte of the Justices of Peace of each

A. D.
1605-6.

Thames
navigable
to Oxford,
&c.

Commis-
sioners
shall be
appointed
by Chan-
cery;

A. D.
1605-6.

to treat
with and
compensate
Parties in-
terested.

of the saide severall Counties assembled at any their Generall Assizes or Quarter Sessions) which saide Commissioners, or the more parte of them, shall have full power and lawfull authoritie by vertue of this Acte, to treat compound and agree with every such person as shall or may receive Hurte Losse or Detriment by any Acte or Thing necessarie to be done for the clearing effecting or perfecting of the saide free Passage of the saide River of Thames, soe as it may beare Barges and Boates to the partes and places aforesaide, and in case any person shall be obstinate and will not be reasonably compounded withall, then to determine appoint and set downe what and howe much Recompence and Satisfaccion everie such person shall have ; and after such Recompence soe agreed upon or set downe by the saide Commissioners, or the more part of them, then it shalbe lawfull for them or any person or persons by them to be appointed, to digge or cutt awaye the Land Ground Soile and Inheritance of any person in aboute or adjoyning to the saide River which shalbe meete and necessarie for the more free Passage of the saide River, and the making of the same meete to carrie any Vessell Boate or Barge to the Partes and Places aforesaide.

11.
Commis-
sioners may
assess
Rates to
pay such
Compens-
ations,
leviable by
Distress
and Sale,
&c.

AND for that it is reasonable juste and equall that those whoe partake in the benefitt of any good worke should in fitt porporcion contribute to the costes and charges thereof : Bee it further enacted by the authoritie aforesaide, That the said Commissioners or the more parte of them, shall and may have full power and lawfull authoritie to taxe and asseesse such of the Inhabitanes of the saide severall Counties, as shall in their opinion be likely to receive Ease or Benefitt by the saide Passage, and aswell those in the saide Universitie as in the Citie of Oxon, at such reasonable sommes of Money and Paymentes as they in their discrecions shall thinke fitt and convenient ; the said sommes and everie of them to be disposed and employed for and towards the satisfaccion as well of the persons damnified or to be dampnified as aforesaide, as also of

A. D.
1605-6.

other necessarie Charges touching the effecting of the saide good and profitable worke, and the maintaining supporting and continuance of the same; and that the saide Commissioners or the more part of them, shall at all and everie tyme and tymes hereafter, have full power and authoritie by this present Acte to nominate and appointe such person and persons as they shall thinke fitt, to collect and gather the saide severall Sommes soe to be assessed and taxed, and that such person and persons as the saide Commissioners, or the more part of them, shall appointe for the gathering and levying thereof, shall have hereby full power and authority by way of Distresse, upon Denyall Refusall or Non-payment, within Tenne Dayes after Demaund thereof made to levie the same, and to make Sale of such Distresses, and of the Sale thereof to reteine and percieve all the Money soe taxed upon such person as aforesaide, and if the value of the Distresse be better, to deliver to the Owner the Residue thereof, and the same Money so to be levied to be delivered over and paide to the said Commissioners which shall make the saide Assesment, or such other person or persons as the saide Commissioners shall appoint, whoe shall imploy the same with as much Speed as may be to the Purpose aforesaide: And if any person or persons within the Counties, Universitie and Citie of Oxforde aforesaide, whoe shalbe taxed or rated to pay any somme or sommes of Money in forme aforesaide, doe refuse the Payment thereof, or otherwise withstand theire Distresses, or if any other which shall be charged to gather or levy any the Monies aforesaide, shall refuse withstand deny or impugne to accomplish the Order or Commandement of the saide Commissioners, or the more parte of them, then everie such person or persons shall be imprisoned without Baile or Mainprise, by the discrecion of the saide Commissioners, or the more part of them, untill such tyme as they or everie of them soe offending shall be¹ conformable to perfourme and abide

¹ In Statutes of the Realm *he* is omitted, a copyist's or printer's error.

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1605-6.

the Order of the saide Commissioners, or the more part of them.

III.
Penalty
on mis-
applying
Money
collected,
Treble the
Amount.

AND moreover be it enacted by the authoritie aforesaide, That if any person or persons having received any the summe or summes of Money aforesaid, towards the good and profitable Workes aforesaide, doe deteine the same or any part thereof in his or theire Handes, and doe not imploy the same in all convenient Speed as aforesaide, but shall use it to his or theire owne private Profittes Comodities or Behooofes, to the Hinderance of the saide good Worke, that then everie such person soe offending, for every such Default shall forfeite and loose the Treble Value of everie such somme soe detained or not employed, one Moytie whereof shalbe imployed towards the performance of the saide good Worke, and the other Moytie to him or them which will sue for the same in any the Kinges Majesties Courtes of Record, by Accion of Debt Bill Plaint or Informacion, wherein no Essoyne Proteccion or Wager of Lawe shalbe admitted or allowed: And if any shall find themselves grieved wronged or unjustly charged or damnified by reason of any Acte Order or Determinacion of the saide Commissioners, or in default of Satisfaction to hym or them given or appointed, that then uppon the Complaint of everie such person to the Justices of Peace of the Countye in which such wrong shalbe done or such wante of Satisfaction susteyned at theire generall Quarter Sessions of the Peace, the said Justices, or the most parte of them, at their said Sessions shall and may order and appoint such Redresse Reliefe and Reformation therein, as to their discrecons shall seeme fitte; And that in Default thereof every such person shall and may upon suite exhibited in the Kinges Majesties High Courte of Chauncerie have such Reliefe as to Justice Right and Equitie appertaineth.

Appeal
from Com-
missioners
to the
Quarter
Sessions.

IV.
Vice-Chan-
cellor, &c.
may make
orders as to
Wharfrage,

AND be it enacted by the authoritie aforesaide, That it shalbe in the Power of the Vicechancellor of the saide Universitie for the tyme being, and the three senior Doctors, being Heades or Chiefe Governors of Colledges,

and of the Maior of the Citie of Oxon for the tyme being, and the three senior Aldermen of the saide Citie, or any Sixe of them, whereof the saide Vicechancellor and Maior for the tyme being to be two, from tyme to tyme to order all Things aboute and touching Wharfage in or at the saide Citie, and touching all Paymentes for the same to be made.

PROVIDED alwaies, That no Inhabitant of any of the saide severall Counties shalbe taxed or imprisoned as aforesaide without the Consent of Two of the Commissioners or more of and for that Countie of or in which he is or shall be inhabitant.

3^d JAC. I. Cap. 3.

An Acte for the President and Schollers of Corpus Christi Colledge in the University of Oxeforde.¹

IN MOST HUMBLE WISE besceach Your most excellent Majestie your faithfull and obedient subjectes the President and Schollers of *Corpus Christi* Colledge in the universitie of Oxford, That Whereas in the tyme of the Raigne of the Late Kinge Henry the eight of famous memory, by licence of the sayd King, the sayd Colledge was founded, erected and established, and the President and Schollers of the sayd Colledge were incorporated, to be a perpetuall corporation, and colledge, by Richard Foxe. sometymes Bishopp of Winchester by his writinge bearing date the eight Yeare of the Raigne of the sayd Late King, as by the licence of the late sayd Kinge, and by the writing of the said Bushoppe may more fully appeare, And Whereas diverse Mannours, Messuages, Landes, Tenementes, Rectories, Tithes, possessions and hereditamentes, were and sithence that tyme have ben given, graunted, bestowed,

¹ The title of this Act is taken from the table on the roll as printed in Statutes of the Realm. The Act itself is not on the roll, and is here printed from the original Act (No. 30) preserved at the House of Lords.

A. D.
1605-6.

Licence in
Mortmain
granted by
K. James I.

Incorporation
of
College.

conferred, limited, and intended, to and upon the sayd President, and Schollers and their Successours, and the sayd Colledge, And the same, and the rentes, revennues, issues, and profittes thereof, are, and have bin by the sayd President and Schollers of the sayd Colledge, held, and enjoyed accordingly, And Whereas Your highnes (tendring the advauncement and encrease of Learninge and true religion) hath bin graciously pleased to graunt to the sayd President and Schollers and Colledge, Your Graces Letters patentes under your Highnes great Seale of England, of licence and dispensacion and pardon of Mortmayne, and of confirmacion bearing Date the fourteenth day of December in this present third Yeare of your Majestes happie Raigne as by the same Letters Patentes more fully may appeare, That now for the avoydinge of all doubttes, questions, scruples, and ambiguities touchinge the sayd incorporacion and the premisses, and for the further and more cleere, sure and quiett setlinge, ratifienge, confirminge assuringe, and establishinge, to the sayd President and Schollers, and their Successours for ever, and to the sayd Colledge, of all and singuler the Mannours, Lordshippes, franchises, liberties, profittes, emolumentes, rightes, jurisdictiones, advowsons of churches, parsonages impropriate, tythes, possessions and hereditamentes, given, graunted, conferred, bestowed, lymited or intended to the sayd President and Schollers of the sayd Colledge, or to the sayd Colledge according to the Tenor, purporte and true meaning of the guiftes, grauntes, conveyances, appointmentes and lymitacion in that behalf made, and of your highnes sayd Letters Patentes to them the sayd President and Schollers on your behalf most graciously vouchsafed as aforesayd, as also of the severall termes, Leases and estates of their severall fermers and tenants, It may be, by your Majesty the Lordes spirituall and Temporall and the Commons in this present Parliament assembled, enacted and established, and be it enacted by the authoritie aforesayd, that the sayd President and Schollers, and the sayd Colledg by the name of the President and Schollers of

Corpus Christi Colledge, in the University of Oxford, shall henceforth for ever stand and be, and shalbe construed,

A. D.
1605-6.

• taken and adjudged to stand and be, and ever since the making of the sayd Lycence and Writinge of Incorporacion, to have stooode and ben, by that name a body polittique and Corporate, rightly fully and perfectly founded and incorporated to all intentes construccions and purposes, And by the sayd name shall and may forever hereafter Law-fully and quietly have holde and enjoy to them and their successours for ever all and every the Mannours, Lordships, Landes, Tenementes, profittes, commodities, emolumentes, advowsons of Churches, tithes, parsonages, impropriate, franchises, liberties, rightes, jurisdictiones, possessions, and hereditamentes to them either by the name of the President and Schollers of *Corpus Christi* Colledge in the University of Oxon, or by the name of the President and Schollers of *Corpus Christi* colledge in the Towne or University of Oxford, or by any other like name given, graunted conferred, bestowed, lyMITTED intended or appointed, and which they the sayd President and Schollers have enjoyed by the space of forty Yeares Last past, or ever since such grauntes, conveyances, lymitacions or appointmentes to them made, any misnaming or not true naming of their incorporacion, or variance or misprision in or concerning the name or names of their sayd Corporacion, or any want defect or misprision of in or concerning the licence of Mortmayne or writt of *ad quod damnum*, or Attornament or Livery of Seisin or Letter of Attorney to give or take Livery of Seisin, or possession, to the Contrary in any wise notwithstanding.

and all
Grants of
Lands, &c.
made to it
within 40
Years past,
confirmed.

SAVINGE to all and every person and persons bodies politike and corporate, other then your Highnes Your heires and successours, and other then the sayd founder, and his heires and all and every person and persons; clayming or to clayme, by or under the sayd founder, or seized upon trust or confidence to or for the use or behoof of the sayd founder or his heires, And other then such Grauntours and Donours and their heires by whom any such graunt or Conveyance, lymitacion or appointment have

II.
General
Saving.

A. D.
1605-6.

bene to the sayd President and Schollers, or Colledge made, And all and every person and persons and their heires whose names have bin used as purchasers in trust, for and to the use and behoofe of the sayd President and Schollers, or Colledge, all such Right, title interest estate and demaund, as they have or should, or might have had if this Act had never bin made.

III. Leases and Grants by College confirmed, PROVYDED alwayes and be it enacted by authoritie afore sayd that all and every person and persons which have, hold, or enjoy by Indenture, Copie of Court Roll or otherwise, any of the sayd Mannours, Messuages, Landes, Tenementes, Rectories, Tithes, possessions or hereditamentes belonging to the sayde President and Schollers or Colledge, by force or coulour of any Demise Lease graunt or agreement, heretofore had and made by or with the sayd President and Schollers or any of their Predecessours, or by or with the Founder of the sayd Colledge or any the Donours, givers or Disposers of the sayd Mannours Messuages Landes, tenementes, Rectories, Tythes, possessions or hereditamentes and executours admyestratours and assignes of every such person and persons severally and respectively, shall and may from time to tyme hereafter have hold and quietly enjoy all and every such Mannours, Messuages, Landes Tenementes, Rectories Tithes and Hereditamentes so to them or to any other person or persons from by or under whom they clayme the same, demised graunted agreed Limited or intended by the sayd President and Schollers Foundours Donours Givers or bestowers or by any of them for and during the residue of the severall estates and interestes to them or any of them lymitted intended or appointed to come or undetermined according to the true intent and meaning of the same grauntes Lymitations and appointmentes any misnaming or not true naming of the Incorporacion of the sayd President and Schollers or Colledge, variancy or misprision in or concerning the name or names of the sayd Corporacion, or any want defect or misprision of in and concerning the sayd Licence of Mortemayne or Writt of ad quod damnum, or for want

or defect of attornament or livery of seasin, or letter of Attorney to give or take livery or seasin or possession or any other defect or imperfection in the state of the sayd President and Schollers to the contrary notwithstanding.

A. D.
1605-6.

PROVYDED also and be it enacted by the authority afore sayd that all and every the sayd person and persons their executours and assignees and every of them which have hold challenge or clayme to have any of the sayd Mannours Mes- suages, Landes, Tenementes, Tithes, parsonages and here- ditamentes or any of them by the Demise, graunt, agrement, lymitacion or appointment of the sayd President and Schol- lers or any of their predecessours or by the sayd Founders, Donours, givers or disposers or of any of them shall from tyme to tyme hereafter during the contynuanee of the severall estates termes and interestes by them or any of them challenged or claymed content satisfie and pay or cause to be contented satisfied and payd to the sayd President and Schollers all such rentes duties and services which by the sayd Indentures, Coppies of Court Roll or any of them or by any Custome or usadge are to be or have bin yeilded payed or donne for the premisses so demised graunted claymed or holden at such dayes and times and in such manner and forme as by the true intende and meaning of the sayd grauntes demyses Customes and usadge or by any of them the same have bin or ought to have bin yeilded payed or done by the same Lessees Fermours tenantes or occupiers, and shall likewise from time to time hereafter during the residue of the sayd termes and interestes yet to come, do and performe to the sayd President and Schollers and to their Successours all condicions Covenantes grauntes, Articles, and agree- mentes which by the true intent and meaning of the said grauntes and demises have bin, or ought to have bin performed or Donne by any of the sayd Lessees Fermours tenantes or occupiers, to the sayd President and Schollers or to any of their predecessours, or to the sayd Founder Donours givers or disposers of the sayd Mannours Mes- suages Landes Tenementes, or hereditamentes, or to any

IV.
subject to
Rents,
Dues, and
Services.

A. D.
1605-6.

of them, or to any person or persons to whom the revercion of the sayd premysses did belonge or appertaine.

3° JAC. I. *Cap. 9.*

An Acte for the Confirmation of the Kinges Maiesties Letters Patentes made to the Provost and Schollers of Oriell Colledge in Oxforde.¹

Recital
that Oriell
College
has long
been a Cor-
poration,
but there is
Uncertainty
as to its
Name;

which has
caused In-
conveni-
ence.

IN ALL humblenes beseccheth your most excellent Majestie, your most humble, loving and duetifull subjectes, the Provost and Schollers of the house of the blessed Mary the Virgin in Oxford, commonlie called, Oryell Colledge, of the foundation of Edward the second of famous memory, sometime King of England. That whereas your said Suppliantes Predecessours have been of long tyme a body pollytique and have had divers Manours landes, pryviledges liberties, and fraunchises to them graunted, yet now of late looking into the Acttes Deedes, Wrytinges, and Conveyaunces of the said Colledge your Suppliantes have found, that the Provost, and Fellowes of the said Colledge have been called and described by many and sundry severall names. by reason of which varyetie and multiplicitie of apellacions your said Suppliantes have been muche distracted, and brought into great doubt what is and should be the certaine and true name of their Corporacion: And by uncertaintie thereof have found themselves to be fallen into a great inconvenience: For remedie whereof your said Suppliantes have been humble sutours to your most excellent Majestie, That for avoyding of all questions, doubtes and ambiguyties in or about the premisses your said Suppliantes might be by your Majesties gracious graunt and Letters Patentes incorporated by a name certeyne, whereupon your Majestie out of your goodnes and

¹ The title of this Act is taken from the table on the roll as printed in Statutes of the Realm. The Act itself is not on the roll, and is here printed from the original Act (No. 36) preserved at the House of Lords.

great favour alwaies shewed to learning, and the professors therof, hath been pleased by your highnes Letters A. D.
1605-6.
 • Patentes under the great Scale of England bearing date Letters
Patent of
K. James I.
incorporating the
College by
a Name
certain,
 the cyghteenth day of June, in the first yeare of your Highnes raigne over this Realme of England, and inroulled in your high Court of Chauncery to incorporate your said Suppliantes by the name of Provost and Schollers of the house of the blessed Mary the Virgin in Oxford commonlie called Oriell Colledge, of the foundation of Edward the second of famous memory sometime King of England, and that your Supplyantes and their Successours by that name shall have perpetuall succession, and shalbe in law persons able and capable to plead, and be impleaded in all accions and sutes to purchase, and have, give and demise any landes tenementes and heredytamentes, goodes and chattells. And further by the said Letters Patentes your Majesty so farr as in your highnes did lye, hath given, graunted, released and confirmed to your said and con-
firming its
Posses-
sions.
 Suppliantes and their Successours all manours, landes, tenementes, and heredytamentes, advowsons, knightes fees, liberties, franchyses, priviledges, and exemptions, goodes and chattells whatsoever within this Realme of England by whatsoever name or addicion of names heretofore given, graunted, bargayned, sould, or confirmed, or specified, pretended or intended to be given, graunted, or confirmed to your said Suppliantes as by the said letters Patentes more at large appeareth. Nowe for the further ratyfyng of the premisses, and perpetuall extinguishment of all doubttes uncertainties and questions about the same, and to the end your said Suppliantes may alwaies hereafter be knowne by one and the same undoubted name, and may safelie and quietlie enjoy all the Manours landes tenementes heredytamentes goodes, and chattells heretofore given to them, or purchased by them for or towards the increase and main-tenaunce of learning, and knowledge, or other good uses or purposes whatsoever your said Suppliantes humblie besecche your most excellent Majestic, That it may be declared, adjudged, and enacted by your Majestic the Lordes Spiry-

A. D.
1605-6.

Incorporation of the
College, and recited
Letters Patent ratified and
confirmed.

tuall and Temporall, and Commons in this present Parliament assembled, and by authoritye of the same And be it enacted, adjudged, and declared by the authoritye afore-
said, that the Masters, Fellowes and Scollers of the said Colledge are and be incorporated by the name of Provost and Scollers of the house of the blessed Mary the Virgin in Oxford, commonly called Oryell Colledge, of the foundation of Edward the second of famous memorie somtyme King of England; and that the said letters Patentes made and graunted to your Suppliantes by your Majestie may be in all pointes ratified and confirmed, and be adjudged good and effectuall according to the purport and meaning therof; And that your said Suppliantes and their Successours may have hold and injoy and be adjudged to be lawfullie seyzed of a lawfull estate in Feesimple of all manours, landes, tenementes, and heredytamentes whatsoever heretofore given, graunted, or conveyed, or mentioned, expressed or intended to be given, graunted, or conveyed to your said Suppliantes and their Successours, or to any Provost Schollers, or Fellowes of the said Colledge called Oriell Colledge by any name or names whatsoever, notwithstanding any misnaming, defect, or want of sufficient naming, want of incorporacion, or foundation, or mistaking in the true or right naming of your Suppliantes or their Predecessours in any letters Patentes, Charters, Deedes, Wrytinges, assurances, or conveyaunces, wherein or wherby the said manours, landes, tenementes, and heredytamentes or any of them weare given, graunted, or conveyed or mencioned to be given graunted or conveyed to your said Suppliantes, and their Successours.

II.

Grants, Leases, &c. by College confirmed.

Provided alwaies, and be it further ordeyned, enacted and established by authoritye of this present Parliament, that all grauntes, leases, and estates heretofore made by your Suppliantes the said Provost and Schollers of the house of the blessed Mary the Virgin in Oxford, commonlie called Oriell Colledge, of the foundation of Edward the second of famous memorie sometime King of England, or by their Predecessours by any name or names whatsoever to your

Majestie or any your highnes most noble Progenytours Kinges or Queenes of this Realme, or to any other person or persons bodies politique or corporate of any manours, landes, tenementes, heredytamentes or other thing or profit whatsoever, yssuing out of the same, shalbe good, avayleable, and effectuell in lawe to the grauntees and lessees their heyres, executors, administratours, and assignes, according to the purport and effect of the states to them made and graunted, notwithstanding any misnaming, defect, or mistaking of the true name of the Corporacion of the said Provost and Schollers conteyned or mencioned in such lease deed wryting conveyance or assurance, or any other charter, deed, writing, conveyance or assurance whatsoever, wherby the said Manours, landes, tenementes, and other the premisses wear graunted, mencioned, or intended to be graunted by your said Suppliantes: and notwithstanding any defect heretofore in the state or title of your said Suppliantes or any of their Predecessours in or to the said land, tenementes, and other the premisses for want of the true naming of the Corporacion of the said Provost and Schollers.

A. D.
1605-6.

And whereas the Provost and Schollers of the said College by their severall Indentures bearing date, the one the fifteenth day of October in the thirtieth yeare of the raigne of King Henry the cyght, the other the last day of November in the same yeare have demysed or mencioned to demise the Manours of Wadley and Wickinsham with their rightes members and appurtenaunces amongst other thinges now in the possession of Sir Valentyne Knightley his under tenauntes or assignes, unto Alexander Unton Esquire for certayne yeares yet to come, upon and under divers grauntes, covenantes, and agreementes therin conteyned, the interest wherof is now come unto Sir Valentyne Knightlie Knight, which leases have hetherto had continuaunce and allowance. Be it likewise declared adjudged and enacted by authoritye of this present Parlyament, that the said Leases so made to the said Alexander Unton, and all and every the grauntes covenantes and agreementes therein expressed,

III.

Leases of
Manors of
Wadley
and Wick-
insham
confirmed
by Sir
Valentine
Knightley,

A. D.
1605-6.

who is to
pay an
increased
Rent.

mentioned, or conteyned are and shalbe by authoritie of this present Parliament adjudged good, sufficient, and effectually in the lawe, according to the purport and intent therof, against the said Provost and Schollers of the house of the blessed Mary the Virgin in Oxford, commonlie called Oryell Colledge of the foundation of Edward the second of famous memory sometime King of England, and their Successours, the said defectes above recyted or any other defect Act or ympedymment to the contrary notwithstanding. And that for the consideracion and increase of rent hereafter mencioned the said Sir Valentine Knightley his executors, administratours, and assignes shall quyettlic have, hold, and enjoy against the said Provost and Schollers of the house of the blessed Mary the Virgin in Oxford, commonlie called Oriell Colledge, of the foundation of Edward the second of famous memorie sometime King of England and their Successours the said Manours of Wadley and Wickinsham with their rightes, members, and appurtenaunces in the said Indentures mentioned to be demysed for and during all the severall yeares mencioned in the said severall Indentures or in any covenant in the said last Indenture comprized the one terme to begin ymmediatelie and absolutelie after the end expiracion, or other determynacion of the other, without any fine, summe of money or other consideracion to be given or paid, other then the increase of rent hereafter mencioned, and under the reservacions and covenantes of and for payment of rent, and doing reparacions, as are therein mencioned, any defect matter, cause, or thing to the contrary notwithstanding. For which it is further herby ordeyned and enacted that the said Sir Valentyne Knightlie his executors, administratours, and assignees shall yearly hereafter pay unto your said Supplyantes, and their Successours the somme of forty and two poundes rent over and above the rentes in the said leases reserved and specified, or covenanted to be paid duryng the continuance of such tearmes and yeares, as therin are given and demysed, or shalbe enjoyed by vertue of the said leases or any Cove-

nauntes therein conteyned or by force of this Act, at such dayes and times as the said rentes are reserved or covenanted to be paid in the said leases by even and equall porcions: And that for recovery of the said forty and two poundes yearelie increase of rent your said Suppliantes and their Successours may have their accion of debt, or distrayne for the same, and the arrerages therof, if it fortune to be behinde and unpaid in and upon the said manours of Wadley and Wickinsham, and every of them.

A. D.
1605-6.4^o JAC. I. CHAPTER V.

AN ACTE for repressinge the odious and loathsome synne of Drunkennes.¹

A. D.
1606-7.

[The Act imposes penalties for drunkenness, and on persons found^a tippling in inns victualling houses or ale-houses contrary to 1 [2 [vulgo 1], Ruff.] Jac. 1. c. 9 (*supra*).]

PROVIDED always, That this Act or any thing therein conteyned shall not bee prejudiciall to either of the two Universities of this Lande, but that the Chauncellors Masters and Schollars, and the Successors of them and either of them, may as fullye use and enjoye all their Jurisdictions Rightes Privileges and Charters as heretofore they have or might have done; Any thing in this Act to the contrarye notwithstanding.

VIII.
Proviso for
the Uni-
versities.4^o JAC. I. CHAPTER VII.

AN ACT for the foundinge and incorporatinge of a Free Grammer Schoole in the Towne of North-leech, in the Countye of Gloucester.

¹ This Act, which was temporary (s. 9), was continued temporarily by 21 Jac. 1. c. 28. s. 1, but was made perpetual by c. 7. s. 1 of the same year, and so recognized 1 Car. 1. c. 4. It was repealed by 9 Geo. 4. c. 61. s. 35 (*infra*).

A. D.
1606-7.

[By this Act Queen's College, Oxford, are appointed to make statutes for the School, to nominate and remove the Schoolmaster and Usher, and to visit the School; and their consent is required to leases of the School property. The advowson of the Vicarage of Chedworth is given to the College, having been appendant to the Rectory, which formed the chief part of the endowment of the School.¹]

7^o JAC. I. CHAPTER VI.

A. D.
1609-10.

AN ACTE for administring the Oath of Allegiance, and Reformation of married Women Recusantes.

Oath of
Allegiance
required by
Stat. 3
Jac. I.
c. 4. § 9.

WHEREAS by a Statute made in the Third yere of your Majesties Raigne, intituled An Act for the better discovering and repressing of Popish-Recusantes, the forme of an Othe to be ministred and given to certaine persons in the same Act mencioned is lymited and prescribed,² tending onlie to the Declaracion of such Dutie, as

¹ By a Scheme made by the Charity Commissioners under the Endowed Schools Acts, dated the 11th of July, 1877, this Foundation is administered by a body of twelve Governors (two being nominated by Queen's College), by whom the Head Master is appointed and may be removed. By clause 69 the rights and powers of Queen's College as Visitors were vested in the Queen to be exercised by the Charity Commissioners.

Tenor of
the Oath
of Allegiance,
&c.
to be taken
and sub-
scribed by
Recusants.

² The form of the Oath of Allegiance prescribed by 3 Jac. I. c. 4. s. 9 was as follows:—I A. B. doe truely and sincerely acknowledge professe testifie and declare in my Conscience before God and the Worlde, That our Sovereigne Lorde Kinge James is lawfull and rightfull King of this Realme and of all other his Majesties Dominions and Countries; And that the Pope, neither of himselfe nor by any Authority of the Church or Sea of Rome, or by any other meanes with any other, hath any Power or Authoritye to depose the King or to dispose any of his Majesties Kingdomes or Dominions, or to authorize any Forraigne Prince to invade or annoy hym or his Countries, or to discharge any of his Subjectes of their Allegiance and Obedience to his Majestie, or to give Licence or Leave to any of them to beare Armes raise Tumult or to offer any violence or hurte to his Majesties Royall Person State or Government or to any of his Majesties Subjectes within his Majesties Dominions. Also I doe sweare from my heart, that notwithstanding any Declaracion or Sentence of Excommunication or Deprivation made or graunted or to be made or graunted by the Pope or his Successors, or by any Authoritie derived or pretended to be derived from hym or his Sea against the saide King his Heires or Successors.

every true and well affected Subject, not only by Bond of Allegiance, but also by the Commaundement of Almighty God ought to beare to your Majestie your Heires and Successors; which Oath such as are infected with Popish Supersticion doe oppugne, with many false and unsound Argumentes, the just Defence whereof your Majestie hath heretofore undertaken and worthilie performed to the greate Contentment of all your loving Subjectes, notwithstanding the gainesayings of contentious Adversaries; and to shewe howe greatly your loyall Subjectes doe approve the said Oath, they prostrate themselves at your Majesties Feete, beseeching your Majestie that the same Oath may be administred to all your Subjectes, to which end Wee doe with all humblenes beseech your Highnes that it may be enacted, and be it enacted by the authoritie of this present Parliament, That all and every person and persons, aswell Ecclesiasticall as Temporall, of what Estate Dignitie preheminance Sexe Qualitie or Degree soever hee she or they be or shalbe, above the Age of

A. D.
1609-10.

The King's
Defence
thereof;

The said
Oath shall
be taken
by all Sub-
jects above
18, viz.

or any Absolution of the saide Subjectes from their Obedience; I will beare Faith and true Allegiance to his Majestie his Heires and Successors, and hym or them will defend to the uttermost of my power against all Conspiracies and Attemptes whatsoever which shalbe made against his or their persons their Crowne and Dignitie by reason or colour of any such Sentence or Declaracion or otherwise, and will doe my best endeavour to disclose and make knownen unto his Majestie his Heires and Successors all Treasons and traitorous Conspiracies which I shall knowe or heare of to be against hym or any of them. And I doe further sweare, That I doe from my heart abhor detest and abjure as impious and hereticall this damnable Doctrine and Position, that Princes which be excommunicated or deprived by the Pope may be deposed or murdered by their Subjectes or any other whosoever. And I doe beleeve and in my Conscience am resolved, that neither the Pope nor any person whatsoever hath power to absolve me of this Oath or any parte thereof, which I acknowledge by good and full Authority to be lawfully ministred unto mee, and doe renounce all Pardons and Dispensacions to the contrarie; And all these thinges I do plainly and sincerely acknowledge and sweare, according to these expresse wordes by me spoken, and according to the playne and common sense and understanding of the same wordes, without any equivocation or mentall evasion or secret reservation whatsoever. And I doe make this recognicion and acknowledgment heartily willingly and truly upon the true Faith of a Christian: So helpe me God. This form was altered by 1 W. & M. [1 W. & M. Sess. 1., Ruff.] c. 8. s. 12 (*infra*); and the altered form was repeated in 1 W. & M. Sess. 2. c. 2 (*infra*). See note to that Act.

A. D.
1609-10.

Doctors,
&c. of Civil
Law;

Vice
Chancel-
lors, and
Officers, &c.
in the Uni-
versities;

Fellows
and Schol-
ars in Col-
leges;

Doctors of
Physic,
&c.;

IV.
Recusants
disabled
from hold-
ing Office,
or practis-
ing Law or
Physic, &c.

Eightene yeeres, beinge hereafter in this Act mencioned and entended, shall make take and receyve a corporall Oath uppon the Evangelistes, according to the Tenor and Effect of the said Oath sett forth in the said foremencioned Statute, before such person or persons as hereafter in this Act is expressed, that is to saye; . . . All Doctors Advocates and Proctors of the Civill Lawe and their Clarkes, before the Bishop of the Diocesse where they shall for the most part dwell or reside; . . . The Vicechancellors of both the Universities for the tyme being, and the Presidentes Wardens Provostes Masters of Colledges and Halles, and all other Heades and Principalles of Houses Proctors and Bedles of the Universities, publikelie in the Convocation, before the Senior Masters there present; And all and every other persons whatsoever that is or shalbe promoted to any Degree in Schole, before the Vicechancellor of the said Universitie for the tyme being, in the Congregation House; All Fellowes of Howses and all Schollers of Halles or Colledges that nowe are or hereafter shalbe received into the same, being under the degree of a Baron,¹ before the President Master Provost Warden or other head or cheif Governor of that Colledg Hall or Howse whereinto he shalbe received, and in the open Hall; And all Doctors of Phisick, and all other who practize Phisick, that nowe are or hereafter shalbe admitted into the Colledg of Phisicians in London, before the President of the same Colledge for the tyme being; . . .

AND be it further enacted, That every person refusing to take the said Oath as above, shalbe disabled to all intentes and purposes to execute any publike Place of Judicature or beare any other Office (beinge no Office of Inheritance or Ministerial Function) within this your Highnes Realme of England, or to use or practize the Common Lawe or Civill Lawe, or the Science of Phisicke or Surgerie or the Art of an Apothecarie or any liberall

¹ Persons 'of or above the degree of a Baron of Parliament' are to take the Oath before four of the Privy Council, or before Commissioners appointed by the Lord Chancellor by writ of *Dedimus potestatem*. (G.)

Science for his or their Gaine within this Realme, untill such tyme as the same person shall receive the same Oath according to the intent of this Statute. A. D.
1609-10.

21^o JAC. I. CHAPTER XXXII.

AN ACTE for the making of the Ryver of Thames navygable from Byrcott to Oxford.¹ A. D.
1623-4.

WHEREAS the cleering and effecting of a Passage for Barges Boates and Lighters by the River of Thames to the Universitie and Citie of Oxon, wilbe very convenient for Conveyance of Freestone commonly called Oxford Stone or Heddington Stone, from Bullington Quarre neere the said Cittie and River of Thames, by the said Passage to the Citie of London and other Partes, and most profittable and necessary to and for the said Universitie and Citie of Oxon, for conveyance thereby of Coales Fewell and other Necessaries, to the said Universitie and Citie, whereof there is now very great scarcitie and want, and farre greater hereafter like to grow if some helpe therefore be not made and

Advantages of rendering the Thames navigable from London to Oxford;

¹ The powers conferred by this Act on the Commissioners for the navigation from Burcot to Oxford were expressly preserved by the temporary Navigation Act, 6 & 7 Will. 3. c. 16. s. 6 (*infra*); but the proviso to that effect was excepted from the temporary revival and continuance of the last-mentioned Act by 3 Geo. 2. c. 11. s. 18 (*infra*). The powers presumably revived on the expiration of the period for which 3 Geo. 2. c. 11 was in force, and came within the terms of the general saving clauses in 24 Geo. 2. c. 8 (s. 22 *infra*), and 11 Geo. 3. c. 45 (s. 50 *infra*), although the district was part of the Upper Navigation for which Commissioners were constituted by these Acts, and was in fact nearly identical with one of the six districts into which that navigation was divided by 11 Geo. 3. c. 45. s. 16. By 28 Geo. 3. c. 51. s. 22 the Commissioners of the Burcot to Oxford navigation were empowered to sell to the Commissioners appointed under 11 Geo. 3. c. 45 their 'Pound Locks Turnpikes and other Works', and it was provided that after the sale thereof the tolls rates and duties payable thereat should vest in the last-mentioned Commissioners, and all powers, authorities, and directions contained in either Act or in this Act should extend to the navigation between Burcot and Oxford. For the subsequent history of the Burcot to Oxford Navigation Commissioners, see 6 Vict. c. vi (*infra*).

This Act was repealed by the Thames Conservancy Act, 1894 (57 & 58 Vict. c. clxxvii. s. 4. Sched.).

A. D.
1623-4.

provided ; And also the said Passage wilbe very behoofefull for preserving of the Highwaies leading to and from the said Universitie and City, and other Partes thereabouts, which now by contynuall Carriages by Cartes are so worne and broken that in Winter season they are for Travellers dangerous, and hardlie to be amended and contynued passable without exceeding Charge: And whereas the said River of Thames for many Miles beyond the said Citie of Oxford Westward, is already navigable and passable for Boates of good Burthens and Contentes, and likewise is alreadie navigable for Barges from London to the Village of Bercott in the Countie of Oxford, being within sixe or seven myles of the City of Oxford, whither and from whence, by the Carriage of Stone Iron and other Provision by Cartes, the Highwayes are spoyled as aforesaid: And whereas the said River may easily be made passable and navigable for Barges Boats or Lighters betwene the aforesaid Universitie and City of Oxford and the Village of Bercott aforesaid, by removing some Lettes and Impedimentes, by which meanes the said Universitie and Citie of Oxford shalbe greatlie releived and helped : Be it therefore ordayned and enacted by the Kinges Majestie the Lordes Spirituall and Temporall and the Commons in this present Parliament assembled and by the authoritie of the same, That the Lord Chauncellor or Lord Keeper of the Great Seale of England for the tyme being at any time after the end of this present Session of Parliament, shall and may at the request of the Chauncellor of the said Universitie, or his Vicechauncellor for the tyme being, appoint and authorize by Commission under the Great Seal of England, Eight Commissioners, whereof foure to be of or for the Universitie aforesaid, to be chosen by the said Chauncellor of the said Universitie, or his Vicechauncellor for the tyme being, and by them or either of them to be nominated and certified to the aforesaid Lord Chauncellor or Lord Keeper of the Great Seale of England, and foure to be of or for the Citie of Oxon, to be chosen and nominated by the Mayor Bayliffes and Commonaltie of the said Citie of Oxford for

8 Commis-
sioners,
4 from the
University,
and 4 from
the City, of
Oxford, to
be ap-
pointed
under the
Great Seal,
authorized
to com-
plete the
Navigation
from Ox-
ford to
Bercott.

the tyme being, and to be certified by them as aforesaid ; which said Commissioners or the more part of them shall have full power to clense scowre open and make navigable the said River of Thames from the said Citie of Oxon to the Village of Bercott aforesaid, and for that purpose to digge the Banckes of the said River or other Ground Ditch Brooke or Streame neere thereunto adjoyning, and doe cutt away all Trees and Rootes of Trees that may be hurtfull or hinderance to the said Passage, and to open prepare or make all Weares and Lockes or Turnepickes fitt for the said Passage, and to remove any thing that shalbe any Impediment or Stopp to the cleering and making of the said Passage ; and likewise to cutt scowre or open any other Streame or Watercourse that shalbe most convenient for making the said Passage or River navigable ; and likewise to make and erect any Wharfes Lockes or Turnepickes or Pennes for Water in or neere the said River or Passage that shalbe fitt or necessarie for the same, and to bring lay and worke all Materialles requisite for the making erecting and repaying of the said Lockes or Turnepickes uppon the Banckes or Ground neere the said River or Passage.

A. D.
1623-4.

AND for that the doing of the things aforesaid may be prejudicial to the Inheritance and Profit of divers persons Bodies Politique or Corporate that have Land adjoining to the said River or Passage, Be it further enacted by the Authoritie aforesaid, That the Commissioners aforesaid or the more part of them, before they doe meddle with the Lands Inheritance or Possession of any person or persons Bodies Politique or Corporate, shall first agree with such persons or Bodie Politique or Corporate for the Loss and Damage that any of them, shall any way receive by the making of the said Passage or any thing concerning the same ; and if the said Commissioners or the more part of them, and the Partie or Parties Owner of such Landes Inheritance or Possessions cannott agree touching the value thereof, That then the three next Justices of Peace of the Countie where the Land doth lie, being no Parties, nor dwelling within the Universitie or City of Oxon, nor

II.
Compen-
sation to
Owners of
Lands re-
quired for
Purposes of
this Act.

A. D.
1623-4.

interested in the Soyle dwelling nearest to the said Land or Inheritance, or in their default the Justices of Assize of the said Countie of Oxon shall determyne appoint and sett, downe what and how much satisfaccion every such person or persons Body Politique or Corporate shall have for or in respect of the said Losses soe by him or them to be sustayned; And the said Price or Value so set down by them shall binde all Parties; which Agreement or Order so made shalbe set downe in Writing under the Handes and Seales of the said Commissioners and Parties uppon the Agreement betweene them made, or of the said Justices of Peace or Justices of Assize of the said Countie which shall set downe the said Price for satisfaccion within Three Moneths after the first resort unto them for that Cause, according to this Acte; and the same to be kept amongst the Evidences of the said Universitie, and to be registred in the Lieger Booke of the said Universitie, and to be enrolled in Court of the said Citty of Oxford; And that then uppon payment of such somme or sommes of Mony so agreed uppon or ordered as aforesaid, or Tender thereof made, with purpose to pay the same, it shall then be lawful to and for the said Commissioners or more part of them to digge and make or cause to be digged or made the said Lockes, Wharfes, Passage or doe any such other Act for which any such Agreement or Order shalbe made as aforesaid.

III.
Inhabitants
of Oxford
may be
taxed for
purposes of
this Act.

AND for that the said Passage cannott be effected and maynteyned without great Charge, and that the principall Benefitt thereof will redound ymedietely to the Universitie and Citie of Oxford aforesaid, be it further enacted by the Authoritie aforesaid, That the said Commissioners or the more part of them by this present Acte shall have full Power and Authoritie to taxe and assesse the Inhabitantes within the said Universitie or Citie of Oxon, or within either of them and Suburbs thereof, and Bodies Politique and Corporate within the same, at such reasonable sommes and Paymentes for the purposes aforesaid as they in their discrecions shall thinke meete; the said sommes and every

of them to be disposed and imployed for and towards the bearing of the Charge of the making and maintaining of the said Passage.

A. D.
1623-4.

AND Whereas the said University and City are the Procurers of the said Passage, Be it further enacted by the Authoritie aforesaid, That the Commissioners aforesaid, or the more part of them, by vertue of this Acte shall have Power and Authoritie from tyme to tyme, with the Consent of the Vice Chauncellor of the said Universitie, and Mayor of the City of Oxford for the tyme being to ordeine and make Orders and Constitucions for the good and orderlie usage of the said Passage and for all Lockes Wears or Turnepickes thereof to be made and mayntained at the Charge of the University and City of Oxon aforesaid; and for all Boates Boatemmen Passengers Wharfes Carriages and Rates for Carriages by or through the said Passage and all things concerning the same, and to set lay and execute such reasonable Paines and Punishmentes uppon the breakers thereof as they shall thinke fitt; neverthesse the Justices of Assize of the said Countie of Oxford for the tyme being, uppon complaint made to them by any person greived with the said Taxacions Assessementes Charges Orders Constitucions Paynes and Punishmentes or any of them shall and may abridge moderate or reform the same as they shall finde just Cause.

IV.
How Regulations for the Use of the Navigation shall be made by the Commissioners, &c.

AND be it further enacted by the authoritie aforesaid, That when any of the said Commissioners shall happen to die, or become unfitt for the Service, that then and so often it shall and may be lawfull to and for the Lord Chauncellor or Lord Keeper of the Greate Seale of England for the tyme being from tyme to tyme to supply appoint and authorize one Commissioner or so many Commissioners to be nominated chosen and certified as aforesaid out of and for the said Universitie, or City respectivelie, as shall make and fill up the full number of eight Commissioners; And that the Commissioners aforesaid, or the more part of them, by the Authoritie of this Act, shall have full power to choose nominate and appoint one or more such Person

V.
Supplying Vacancies of Commissioners.

Appointing Collectors of Rates.

A. D.
1623-4.

or Persons as they shall thinke fitt to collect gather and lay out the said several Sommes, and the Person or Persons soe appointed shall gather and take upp the said Sommes, assessed by Distresse and Sale of Goodes of every Person refusing to pay the Tax or Assesment imposed upon him, restoring to the Person whose Goodes shall be so distreyned the Overplus (if any be) of the Price thereof being sold.

VI.
Watermen
may use
Paths for
Towing,
&c.

AND for that the said Passage from Bercott aforesaid to the said City of Oxford is against the Streame, the Barges Boates Lighters or other Vesselles must of Necessitie in some places and at some tymes be haled up by the strength of Men Horses Winches Engins or other meanes in that behalfe convenient: Bee itt therefore enacted by the authority of this present Act, That it shall and may be lawful to and for Watermen Boatemen Bargemen and other Helpers of them, in convenient¹ places, to have and use Winches Ropes and other Engins, and with the same by strength of Men and Horses, or either of them, going up the Land or Bankes nere the said River or Passage, through the said Passage without the Hinderance Trouble or Impeachment of any person or persons, to draw or hale upp the Barges Boates Lighters or other Vesselles doing none other harme than onlie by going or treading uppon the said Land or Banckes nere adjoyning as aforesaid.

VII.
Commis-
sioners for
rating Uni-
versity and
City of
Oxford.

PROVIDED alwaies, That no priviledged person of the Universitie of Oxford shall be taxed as aforesaid, without the consent of two or more of the Commissioners of or for the said Universitie, nor any Freeman inhabiting of or in the said Citie or the Suburbs or Liberties thereof shall be taxed as aforesaid, without the consent of two or more of the Commissioners of or for the said City.

VIII.
River
Thames
shall not
be diverted.

PROVIDED also, That this Act nor any thing therein conteyned shall give power and authoritie to the said Commissioners, or inable them to doe any Act or Thing whereby the said River of Thames shalbe diverted or turned out of

¹ In Statutes of the Realm the words 'Helpers of them, in convenient' and the words 'strength of Men and Horses, or' two lines below are transposed to the destruction of the sense. The error has been corrected from the roll.

his auncient Course or Channell wherein the same now runneth, or to draw more Water thence than shall convenientlie serve for the said Passage.

A. D.
1623-4.

AND be it further enacted by the Authoritie of this present Parliament, That one Acte of Parliament made in the third yeere of the Kinges Majesties Reign, the twentieth Chapter, intituled An Acte for cleering the Passage by Water from London to and beyond the City of Oxon, shalbe from henceforth utterlie repealed and of none effect.

IX.
St. 3 Jac. I.
c. 20. re-
pealed.

21^o JAC. I. Cap. 1.

An Acte for the Confirmation of Wadham College
in Oxford and the Possessions thereof.¹

WHEREAS Dorothie Wadham of Merrifeild in the Countie of Sommersett the Relicte and widowc of Nicholas Wadham late of Merrifeild aforesaid Esquier deceased according to the direccions of the said Nicholas Wadham by vertue of his Majestes Licence under the greate scale of England unto her graunted by her writing under her hand and seale dated the sixteenth day of August in the yeare of our Lord god one Thowsand six hundred and twelve hath erected founded and established one perpetuall Colledge of Studentes and given assured and appointed an house of habitation for them without the Walles of the Cittie of Oxford on the North parte of the same Cittie in A certeine place there late called the Augustine Friars within the precincte of the universitie of Oxford, And hath appointed the same to be called by the name of Wadham Colledge, And hath also appointed in the same colledge A certeine number of Studentes under the name and title of Warden Fellowes and Schollers of Wadham Colledge in the universitie of Oxford of the foundation of

Foundation
and Incorpor-
ation
under Li-
cence from
K. James I.

¹ The title of this Act is taken from the table on the roll as printed in Statutes of the Realm. The Act itself is not on the roll, and is here printed from the original Act (No. 36) preserved at the House of Lords.

A. 11.
1623-4.

and En-
dowment of
Wadham
College.

Incorpora-
tion of
College
confirmed.

Nicholas Wadham and Dorothie his wief for ever to remaine, And hath by vertue of the said Licence Constituted and made divers ordinances and statutes for ordering and governance of the said Colledge and the continuance and succession thereof and of the Warden fellowes Schollers, studentes and others there residing and sithen the said sixteenth day of August by the appointmente of the said Nicholas Wadham and Dorothie his wief and of the pyous devocion and good intencion of divers others, divers Landes Tenementes and hereditamentes have bene intended and mencioned to have bene graunted conveyed assured released and confirmed unto the said Warden Fellows and Schollers of the said Colledge and their successours for their maintenance, And for that the said Colledge was originally intended and undertaken and afterwards begun and perfected in the time of his Majestes most happie and flourishing raigne and especially by his highnes gracious cuntenance and encouragment and of his accustomed favour to learneing, For the avoyding of all questions ambiguities and doubttes that shall or may any waies be raised to the prejudice or impeachment of the said Colledge, or the erection, foundation, incorporation, indowmentes or governance thereof, And for the further and more clere sure and quiet settling, ratifying, confirmeing assuring and establishing of the said Colledge and the possessions thereof, Be it ordeined and enacted by the Kinges most excellent Majestie with the consent of the Lordes Spirituall and Temporall and Commons in this present Parliament assembled and by the authoritie of the same, that the said Colledg or house comonly called Wadham Colledge from the said sixteenth day of August and for ever hereafter be adjudged reputed taken and be A perfecte Colledge in name and deed and be used and employed for A seate and habitacion of Schollers and studentes and be called by the name of Wadham Colledge, And that the said Warden fellowes and Schollers and their Successors there from the said sixteenth day of August and ever sithence were and are and shalbe A perfect body politique and corporate and called and

A. D.
1623-4.

knowne by the name title and stile of Warden Fellowes and Schollers of Wadham Colledge in the universitie of Oxford of the foundation of Nicholas Wadham and Dorotheie his wief, And that the said Warden Fellowes and Schollers from the said sixteenth day of August be and to all intentes construccions and purposes be reputed and taken to be one intire and perfecte body politique and corporate rightfully and perfectly founded and incorporated able to sue and to be sued in any Court of Record or not of Record in anie suite, plea, or Accion whatsoever and to purchase of our soveraigne Lord the Kinges Majestic his heires or successours or of any other person or persons body politique or corporate whatsoever any Mannours, Lordships, Messuages, Landes, Tenementes, Franchises, liberties profittes, Emolumentes, Rightes, Jurisdictions, Rectories, advowsons of Churches, Parsonages, or Vicaradges impropriate, Tithes possessions Landes, Tenementes, hereditamentes, goodes chattles or thinges whatsoever by the name and stile of Warden Fellowes and Schollers of Wadham Colledge in the university of Oxford of the foundation of Nicholas Wadham and Dorotheie his wief,

And be it further enacted by the authoritie aforesaid that the said Warden Fellowes and Schollers and their Successours shall for ever hereafter have hold possesse and enjoy ^{II.} Mannours, messuages, Landes, Tenementes, Rentes, Reversions, services, Rectories, Tithes, portions, ^{Possessions} oblations, advowsons liberties, Franchises and hereditamentes which by any writing or writings were given graunted, bargained sold released or confirmed or mentioned to be geven graunted bargained sold released or confirmed to the said Warden Fellowes and Schollers against all and every the persons in the same writing mentioned to be donours, grauntours, gevers, bargaynours, sellers, releasers, and confirmers and every of them and the heires and assignes of every of them and against the Lordes mediate and ymediate of whom the said premisses or any parte thereof were or are holden for or by reason of any entrie which they or any of them have made or at any time hereafter may make into the said premisses or any parte thereof

A.D.
1623-4

and Leases
by College
confirmed.

III.
General
Saving.

IV.
Proviso as
to Rectory
of Abbots-
bury.

for or in respect of any Alienacion or Conveyance in mort-
mayne heretofore had or made and against all claymeing
any estate, right, title, interest or demaund in or to the
same or any parte thereof from by or under the same
donours, givers, graunters bargaynours, sellers, releasers and
confirmers or any of them by pretext of any thing had or
done sithence the severall dates of the said writings, the
rentes and services due or from henceforth to be due or
payable unto the chiefe Lord or Lordes of the Fee or Fees of
the said premisses or any parte thereof, And all demises and
leases of the said premisses or any parte thereof mencioned
to be made by the said Warden Fellowes and schollers or
any of their predecessours or of any other person or persons
from whom they claime onely excepted and foreprised

Saveing unto all and every other person and persons
bodies politique and corporate other then the Kinges
Majestie his heires and successours for or in respecte of any
title of Mortmayne and the said Lordes mediate or ime-
diate of whom the said premisses or any parte thereof are
or were respectivelie holden and their heires and succes-
sours in respect of their said entries title or cause of seizure
for alienacion or giving in mortmayne and other then the
said Nicholas Wadham and Dorothe his wief and their
and everie of their heires and all and every person and
persons and their heires which at any time were seized
upon trust or confidence unto or for the use or behoofe of
the said Nicholas Wadham and Dorothe his wief or eyther
of them, and all and every person and persons and their
heires whose names have bene used as purchasours in trust
for and to the use or behoofe of the said Warden Fellowes
and Schollars or Colledge all such estate, right, title, interest,
rentes, entry condicions claime and demaund which they
have or might have had, if this Acté had never bin made,

Provided alwaies that this Acté shall not extend to barr
or impeach Sir John Strangway Knight or his heires of or
for any estate, right, or title that he hath or that he or they
may have in the Rectorie of Abbottes Bury in the countie
of Dorsett or any parte thereof,

And whereas an Inclosure in the life time of the said Dorothie Wadham and by and with her allowance and consent was intended to be made of divers Landes tenementes and hereditamentes in Southrop in the countie of Gloucester and greate charges and expences have bin bestowed for the perfecting thereof aswell by the said Colledge as other Frecholders there both in hedging and ditching of the said premisses and in purchasing of Licences from the Kinges Majestie, Be it therefore enacted by the authoritie aforesaid that the Exchanges and agreementes for perfecting of the said inclosure made and to be made shall stand remaine and be good and effectuell to all intentes and purposes, And that aswell the said Warden Fellowes and Schollers and their successours and the Deane and Chapter of the Chathedrall Church of the holie and indivisable Trinitie of Gloucester and every other person and persons their severall and respective heires successours and assignes shall have hold and enjoy the severall Landes soe given taken or received or to be given taken or received in exchange according to their severall and respective estates and interestes in the writings thereof made or to be made without the lett trouble eviction or disturbance of any the persons bodies politique or corporate of whom they shall receive the same their heires or successours or of any other person or persons claymeing from by or under them or any of them, And be it further enacted that all the landes and Tenementes that any person or persons shall take in exchange as aforesaid shalbe of such nature qualitie custome and condition and may be demised graunted and enjoyed in such manner and forme as every of the said landes were which were given for them in exchange and the landes soe taken or to be taken, shalbe and shalbe reputed to be as parte of the Tenementes whereof the landes geven in exchange formerlie were parcell any thing in these presentes or any other statute, lawe, or ordinance to the contrarie notwithstanding And notwithstanding any lawe Acte ordinance or constitution made for or concerning the

A. D.
1623-4.V.
Southrop
Inclosure.

A. D.
1623-4.

said Colledge or the ordering or government thereof or of any the members or the possessions and Revenues of the said Colledge and without prejudice of any Warden Fellow or Scholler of the said Colledge in respecte of any ordinance of the said Colledge,

- VI. Provided nevertheles That whereas divers messuages, Landes, Tenementes and hereditamentes called by the name of Mompellers and Willingales in Writtle in the Countie of Essex being holden of the Warden and Schollers of Saint Mary Colledge of Winchester in Oxon comonly called new Colledge in Oxon by certeine yearly Rentes, Heriottes, relieves and other services have bene lately conveyed and assured to the said Warden Fellowes and Schollers of Wadham Colledge and their successours without the licence or consent of the said Warden and Schollers of Saint Mary Colledge aforesaid, By reason whereof the same Warden, and Schollers are utterly deprived of the said Heriottes and reliefs to them due, Be it therefore enacted by the authoritie aforesaid that the said messuages Landes and Tenementes called Mompellers and Willingales shall from henceforth be holden of the said Warden and Schollers of Saint Mary Colledg in such manner and by such Rentes and services as the same were held before the said alienacion to the said Warden Fellowes and Schollers of Wadham Colledge, And that the said Warden and Schollers of Saint Mary Colledge and their successours shall in liewe and recompence of the said Heriottes relieves and other casualties have and perceive out of the premisses holden of them as is aforesaid the summe of Fortie shillinges to be paid uppon the feast day of the Annuntiation of the blessed virgin Mary which shalbe in the yeare of our Lord god One thowsand six hundred twentie and nyne and the like summe of Fortie shillinges uppon every feast day of the Annuntiation of the blessed virgin Mary which shalbe from tyme to tyme for ever hereafter in every eight yeare after the said feast in the said yeare of our Lord God one Thowsand six hundred twentie and nyne and that it shall and

Mompellers and Willingales to be held of New College,

and 4os. to be paid every eighth year in lieu of Heriots, &c.

may be lawfull to and for the said Warden and Schollers of Saint Mary Colledge aforesaid and theire successours soe often as the said summe of Fortie shillings or any parte thereof shalbe behinde and unpaid after any of the said feastes limited for payment thereof to enter into the said premisses soe holden of them and there to distreyne for the same summe or any parte thereof soe being behinde and the distres there found to take leade, drive or carry away and the same to deteyne and keepe untill the said summe and every parte thereof soe being behind with the Arrerages thereof shalbe fully satisfyed and paid.

A. D.
1623-4.

16^o CAR. I. CHAPTER I.

AN ACT for the preventing of inconveniencies hap-
pening by the long intermission of Parliaments.¹

A. D. 1640.

[This Act provides for the summoning of Parliament, if not summoned by writ under the great seal before the tenth of September in the third year after the last sitting of the preceding Parliament. The duty of summoning the Parliament is cast in the first instance on the Lord Chancellor or Lord Keeper, who is, without any further warrant or direction, to issue writs within six days after the tenth of September for Parliament to assemble on the second Monday in November. In case of default on his part the Peers are to meet on the third Monday in November, and issue writs for Parliament to assemble on the third Monday in January. In case of default on their part and of Parliament not assembling before the twenty-third of January, then it is to assemble on the second Tuesday in March.]

¹ This Act was repealed by 16 Car. 2. c. 1. s. 1, on the ground that it 'is in Derogation of His Majesties just Rights and Prerogative inherent to the Imperiall Crowne of this Realme for the calling and assembling of Parliaments, And may be an occasion of manifold mischeifes and inconveniences, and much endanger the Peace and Safety of His Majestie, and all His Leidge People of this Realme'.

A. D. 1640.

IV.
 Sheriffs and
 all other
 Officers
 to cause
 Knights,
 &c. to be
 chosen as
 if Writts
 had issued;

and if
 Sheriffs,
 &c. do not
 proceed;

then the
 Free-
 holders,
 &c. and
 others
 having
 Voice in
 Election,
 to proceed
 to Election
 without
 further
 Warrant.

AND for the better assembling of the Knights Citizens Barons and Burges to the said Parliament as aforesaid It is further enacted that the severall and respective Sheriffs of their severall and respective Counties Cities and Boroughs of England and Wales and the Chancellor Masters and Schollers of both and every of the Universities and the Maior and Bailiffs of the Borough of Barwick upon Tweed shall att the severall Courts and Places to be held and appointed for their respective Counties Universities Cities and Boroughs next after the said three and twentieth day of January cause such Knight and Knights Citizen and Citizens Burgesse and Burgesses of their said Counties Universities Cities and Buroughs respectively to be chosen by such persons and in such manner as if severall and respective Writts of Summons to Parliament under the Great Seale of England had issued and been awarded And in case any of the severall Sheriffs or the Chancellour Masters and Schollers of either of the Universities or the Maior and Bailiffs of Barwick respectively doe not before ten of the clocke in the forenoone of the same day wherein the severall and respective Courts and Places shall bee held or appointed for their severall and respective Counties Universities Cities and Boroughs as aforesaid begin and proceed on according to the meaning of this Law in causing Elections to be made of such Knight and Knights Citizen and Citizens Burgesse and Burgesses of their said Counties Universities Cities and Boroughs as aforesaid then the Free holders of each County and the Masters and Schollers of every of the Universities and the Citizens and others having voices in such Election respectively in each University City and Borough that shall be assembled att the said Courts or Places to be held or appointed as aforesaid shall forthwith without further Warrant or direction proceed to the Election of such Knight or Knights Citizen or Citizens Burgesse or Burgesses aforesaid in such manner as is usuall in case of Writts of Summons issued and awarded.

[By s. 5 heavy penalties are imposed on every ' Sheriffe

- Constable of the Castle of Dover or Lord Warden of the Cinque Ports 'not performing his duty under the Act, and on every 'County City Cinque Port and Borough' not electing representatives; but there is no mention of penalties to be incurred by the Universities or their officers for disobedience to the Act.]

16^o CAR. I. CHAPTER IX.

AN ACT for the speedie provision of money for disbanding the Armies and setting the peace of the two Kingdomes of England and Scotland.

WHEREAS the present raising of great sums of money for the speedy disbanding of both Armies is a matter of so vast consequence and urgent necessity that not onely the firme and happy peace between the two Kingdomes of England and Scotland but alsoe the well being and prosperity of this kingdome depends upon it which said sums of money cannot be soe suddenly raised as the pressing occasion doth require without some extraordinary meanes used to the which all well affected persons in this soe visible exigent of the Common Wealth will cheerefully submit. May it therefore please your Most Excellent Majestie That it may be enacted And be it enacted by the Kings Most Excellent Majestie the Lords and Commons in this present Parliament assembled and by the authority of the same That all and every person and persons of the severall rankes and degrees hereafter mencioned shall to the purpose aforesaid contribute and pay the severall sums of money hereafter in this Act set downe and appointed that is to say . . .

AND Be it further enacted by the authority aforesaid that all and every person and persons of the severall ranks and degrees hereafter mentioned shall to the purpose aforesaid contribute and pay the severall sums of money hereafter

Sums payable by persons of the severall Ranks hereafter mentioned.
H. Persons of the severall Ranks hereafter mentioned.

A. D. 1640. in this Act set downe and appointed that is to say Every
 Bishop of this Kingdome shall pay the sum of threescore
 £60. pounds Every Dean of any Cathedrall Church in England
 Dean £40. the sum of forty pounds Every Canon resident of any
 Canon £20. Cathedrall Church within this Kingdome the sum of
 twenty pounds Every Prebend of any Cathedrall Church
 Prebend £10. within this Kingdome albeit he be not resident the sum
 of ten pound Every Parson or Vicar being Owner of a
 Parson of £100. per Annum £5. Parsonage or Vicaridge or other Estate of the cleer yearly
 Doctor in Law, Ad- value of One hundred pounds the sum of five pound Every
 vocate £10. person that is Doctor in the Civill or Cannon Lawes or
 Arch- Advocate the sum of ten pounds Every person who is
 deacon £15. an Arch Deacon shall pay the sum of fifteen pound Every
 person who is Chancellour to any Bishop or Commissary
 Chancellor to Bishop, or Officiall to any Dean or Arch Deacon the sum of fiftene
 &c. £15. pounds Every Doctor in Phisick the sum of ten pounds
 Doctor in Every person who is Register to any Bishop ten pounds
 Physick £10. and to any Arch Deacon five pound Every Proctor in any
 Register to ecclesiasticall Court five pound.
 Bishop, &c. £10. £5.
 Proctor £5.

16^o CAR. I. CHAPTER XIX.

AN ACT for the better ordering and regulating of
 the Office of Clarke of the Market allowed and
 confirmed by this Statute and for the reformation
 of false Weights and Measures.¹

[The Act provides that there shall be one weight one
 measure and one yard throughout the realm, and
 imposes penalties for abuses.]

VI.
 Proviso
 for Rents
 of Farms
 or Con.

PROVIDED alwaies That this Act or Statute shall not
 extend to the Rents of Farmes or Lands or any Corne
 or Grain due or payable to any Lord or Lords or any
 Colledges Houses or other Societies by vertue of any Lease
 or Leases or other Covenant or Agreement but that the

¹ This Act was repealed by 5 Geo. 4. c. 74. s. 23.

same during the continuation of such Lease Leases or A. D. 1640.
other Agreements shall be paid delivered and performed
in such measure and forme as the same hath beene paid
delivered and performed before the making of this Act . . .

16th CAR. I. CHAPTER XXVIII.

AN ACT for the better raising and leavying of •Soul-
diers for the present defence of the Kingdoms of
England and Ireland.

[Section 1 authorizes impressment, for service in the army
out of the kingdom, between the 1st of December, 1641,
and the 1st of November, 1642.

Section 2 exempts from the Act amongst others ' any
Schollers or Students or priviledged persons of either
of the Universities'.]

12th CAR. II. CHAPTER IX.

AN ACT for the speedy provision of money for dis- A. D. 1660.
banding and paying off the forces of this Kingdome
both by Land and Sea.¹

[Section 1, after a preamble similar to that in 16 Car. 1.
c. 9 (*supra*), fixes sums to be paid by noblemen and
others.]

AND Bee it further enacted and ordained that all and 11.
every person and persons of the severall rankes and degrees
hereafter in this Act mentioned shall to the purpose
aforesaid contribute and pay the severall summes of money
hereafter in this Act sett downe and appointed, that
is to say Every Parson or Vicar being possessed of a Parsons. •
Parsonage or Vicarage or other Estate of the cleare yearly

¹ This Act was confirmed by 13 Car. 2. St. 1. c. 7.

A. D. 1660. value of one hundred poundes the summe of forty shillings.
 Doctors in Law. Every Doctor in the civill, or canon Lawes and every
 Advocates. Advocate the summe of five poundes. Every person who^r
 Judges, &c. is a Judge or Commissioner in the Courts of Admiralty
 in Courts of Admiralty, &c. or of the probate of Wills the summe of twenty poundes.
 Every person who hath practised as a Proctor in either
 of the Courts aforesaid the summe of five poundes, Every
 Doctor of Physicke the summe of ten poundes.

Doctors in
Physic.

12^o CAR. II. CHAPTER XVII.

AN ACT for the Confirming and Restoreing of Ministers.

XVIII. PROVIDED allwayes That neither this Act nor any thing
 Proviso as to Ewelme Rectory. herein contained shall extend to confirme or establish the
 possession of the Rectory of Ewelme in the County of
 Oxon with Thomas Cole or any other person or persons,
 who have lately by vertue of any pretended Title entered
 into the same, But that the said Rectory be restored to
 Robert Saunderson Doctor in Divinity and Regius Professor
 in the University of Oxon to be enjoyed by him and his
 Successors according to a Grant made thereof by the late
 King James unto the Regius Proversor¹ of Divinity for the
 time being and his Successors for ever,²

XIX. PROVIDED alsoe that noething herein contained shall
 Proviso as to Somersham Rectory. confirme or establish the Possession of the Rectory of
 Somersham in the County of Huntington with any person
 who hath by vertue of any pretended Title entered into
 the same, But that the said Rectory be restored to Doctor
 Anthony Tuckney the present Regius Professor of Divinity
 in the University of Cambridge to be enjoyed by him
 and his Successors according to a former Grant therof
 made unto the Regius Professor of Divinity for the time

¹ Professor in original Act.

² As to the annexation of the Rectory of Ewelme to the Professorship, see
 10 Ann. c. 45 [c. 12., Ruff.] (*infra*), and for its severance therefrom see 34 &
 35 Vict. c. 23 (*infra*).

being and his Successors for ever, Any thing herein contained to the contrary notwithstanding,¹

• PROVIDED alsoe that this Act or any thing therein contained shall not extend to confirme any person in the Viccaridge of Kidlington in the County of Oxford But that the said Viccaridge shall remaine as formerly annexed to the Rectorship of Exeter Colledge in Oxford, Any thing in this Act to the contrary notwithstanding,²

XXIII.
Proviso for
Kidlington
Vicarage.

PROVIDED alsoe that this Act or any thing therein contained shall not extend to confirme any person in the Rectory of Garsington in the County of Oxford but that the said Rectory shall remaine as formerly annexed to the Presidentship of Trinity Colledge in Oxford, Any thing in this Act to the contrary notwithstanding.³

XXIV.
Garsington
Rectory.

¹ As to the annexation of the Rectory of Somersham to the Professorship, see 10 Ann. c. 45 [c. 12., Ruff.] (*infra*), and as to its severance therefrom see 45 & 46 Vict. c. 81 (*infra*).

² The vicarage of Kidlington, together with the rectory and other property was granted to Exeter College by Sir William Petre with licence from Queen Elizabeth by deed dated the 8th of November, 1566. By indenture of even date between the grantor and the College it was stipulated that the vicarage should be to John Neale, then Rector of the College, so long as he should continue Rector, and to his successors Rectors for the time being, by whom it was held without institution till 1888. In December, 1888, the College by deed made with the consent of the Ecclesiastical Commissioners under 3 & 4 Vict. c. 113 (*infra*) and 23 & 24 Vict. c. 59 (*infra*), purchased the advowson for £2,050 consols, the dividends of which were to be paid to the Rector of the College in lieu of the vicarage which was thereby severed from his office.

³ The Rectory of Garsington was not formally annexed to the Office of President of Trinity College, but the advowson was conveyed to the College by the Founder in order that the President for the time being might be presented to the benefice and hold it so long as he remained President. A special statute of the Founder, dated the 1st of December, 1557, required that within three days after the admission of a President the right of next presentation to the Rectory should be assigned to four senior fellows in order that they might present the President. The President Elect was required before admission to his office to enter into a bond with a penalty of £300 that he would resign the Rectory upon vacating the Presidentship; and if he refused to sign the bond his election was to become void, and a fresh election to be made.

In 1869 the College with the approval of the Visitor passed a resolution for the severance of the Rectory from the Presidentship; in accordance with which resolution in 1871 the then President resigned the living, and the College as patrons presented upon the vacancy thus created. The Statutes of the College approved in 1882, by which all previous Statutes were repealed, give to the President no interest in the Rectory.

12^o CAR. II. CHAPTER XXV.

A. D. 1660. AN ACT for the better Ordering the Selling of Wines by Retaile, and for preventing Abuses in the Mingling Corrupting and Vitiating of Wines, and for Setting and Limitting the Prices of the same.¹

[Sections 1-6 provide for the granting by Agents or Commissioners to be appointed by the King of licences at half-yearly rents for selling wine by retail.]

VII.
Proviso for
the Privi-
lege of the
Two Uni-
versities.

PROVIDED alwayes That this Act nor any thing therein contained shall not in any wise be prejudicall to the privilege of the two Universities of the Land or either of them, nor to the Chauncellours or Schollers of the same or their Successors but that they may use and enjoy such priviledges as heretofore they have lawfully used and enjoyed, Any thing herein to the contrary notwithstanding.

12^o CAR. II. CHAPTER XXXI.

AN ACT for Confirmation of Leases and Grants from Colledges and Hospitalls.

Recital
that divers
Members
of the
Universi-
ties, Catho-

WHEREAS since the begining of the late Troubles diverse Masters Provosts Presidents Wardens Governours Rectors Principalls and other Heades Fellowes and Schollers of Colledges Halls or Houses of Learning in either

¹ This Act was confirmed by 13 Car. 2. St. 1. c. 7 (see also 15 Car. 2. c. 14. (*infra*)). It was repealed except so far as it related to 'Abuses in the mingling corrupting and viciating of Wines and to settling and limiting the Prices of the same' by 30 Geo. 2. c. 19. s. 7 (*infra*), and has since been formally repealed by the S. L. R. Act, 1863.

The exclusive right to grant wine licences in Oxford and Cambridge was expressly confirmed to the Universities by 17 Geo. 2. c. 40. s. 11 (*infra*).

of the Universityes of Oxford and Cambridge and the Deane Cannons and Prebendes of the Cathedrall or Collegiat Church or Colledge of Christ Church in the University of Oxford and Provost Warden or other Head Officer and Fellowes or Schollers of the Colledges of Eaton and Winchester and Masters and Governors Bretheren Brothers and Sisters of diverse Hospitalles have beene amoved ejected or sequestred by the Lordes and Commons assembled in Parliament, or by certaine Visitors by them appointed, or by some Conventions sitting at Westminster under the name or stile of a Parliament or by some Authority or pretence of Authoritie derived from them or the late pretended and usurped powers stiled Keepers of the Liberty of England by authority of Parliament, or Protectors of the Commonwealth of England Scotland and Ireland and the Dominions or Dominions and Territories thereunto belonging. And whereas alsoe after these Amotions Ejections or Sequestrations severall other persons have beene either by election of the said Colledges Halls Houses of Learning Church or Hospitalles or by some of the Powers or pretended Powers above mentioned placed and substituted in these Mastershipps Headshipps Fellowshipps Deanarie Canories Prebendaries Governorshipps and other Places aforesaid who have actually exercised the same places and beene de facto Masters Provosts Presidents Wardens Governours Rectors Principalls and other Heades Fellowes Schollars Bretheren Brothers and Sisters Deane Canons or Prebendes of such respective Colledges Halls Houses of Learning Hospitalles Cathedrall Church or places, and have made diverse Grants by Copy of Court Roll, and Leases and Licences to lett or assigne Grants and Presentations to, and Elections of diverse persons, Re-entries for non payment of Rent or breach of Conditions whereupon diverse Questions may in time to come arise. For prevention whereof It is Enacted by the Kings most Excellent Majestic with the Advice and assent of the Lordes and Commons in Parliament assembled and by Authority of the same That all Grants by Coppy of Court Roll and

A. D. 1660.
drals, Col-
leges of
Eton, Win-
chester, &c.
had been
amoved,
&c. ;

and that
afterwards
other Per-
sons had
been
elected and
had
exercised
the same
Places, and
made
Leases,
Grants, &c.
upon which
Questions
might
arise.

Election of
Officers of

A. D. 1660. Leases and Licences of setting and assigning Grants and
 Colleges Presentations And all Elections of Heades Masters Fel-
 and Hos- lowes Schollers Students and Officers of the said Colledges
 pitals con- Halls Church and Houses of Learning and Hospitalls
 firmed, and aforesaid into dead or other places then or since vacant
 all Grants, Receipts and Acquittances of Rents incurred Entryes for
 &c. by them; forfeitures or Conditions broken had made or given since
 the five and twentyeth day of March in the yeare of our
 Lord One thousand six hundred forty two, and before the
 five and twentyeth day of July in the yeare of our Lord
 One thousand six hundred and sixty by any such Masters
 Provosts Presidents Wardens Governours Rectors Princi-
 palls and other Heades de facto of the said Colledges Halls
 and Houses of Learning and Fellowes and Schollars de
 facto of the same respectively in either of the said Uni-
 versities, or Deane and Canons or Prebendes de facto of
 Christ Church aforesaid, or Master Provost or Warden and
 Fellowes de facto of the Colledges of Eaton or Winchester
 or by such Master Warden or Governours de facto, or
 Master Warden or Governours Bretheren Brothers or Sisters
 de facto of any Hospitall by whatsoever particular name or
 stile of Foundation the said Colledges Church Hospitalls
 Masters Governours Fellowes Deanes and Canons or Pre-
 bendes are stiled founded knowne or incorporated and all
 Leases granted by the Master Warden Bretheren Brothers
 or Sisters of any Hospitalls of the Patronage of any
 Bishop, Deane, or Deane and Chapter and all surrenders
 to them made to inable such Leases Grants and Presenta-
 tions shall stand and be of the same and noe other force
 and effect as if the said Masters Provosts Presidents
 Wardens Governours Rectors Principalls Heades Fellowes
 Schollers Deane Canons Prebendes Bretheren Brothers or
 Sisters had beene such de jure and duely and de jure
 intituled in and to the said Colledges Halls Houses of
 Learning Church Hospitalles Offices or places respec-
 tively, And as if such Leases granted by the Master and
 Bretheren of any Hospitall of the patronage of any Bishop
 Deane or Chapter had beene confirmed by the said Bishop

and all
 Leases by
 Masters,
 &c. of
 Hospital
 of the
 Patronage
 of any
 Bishop, &c.

Deane or Chapter, And that notwithstanding such defect A. D. 1660.
in the said Lessors or Grantors, and notwithstanding the
restitution of any of the persons soe ejected, the Rents
Covenants and Conditions contained in such Leases and
Grants shall goe in succession as if such Lessors or Grantors
had beene de jure Masters Provosts Presidents Wardens
Governors Rectors Principalls Heades Fellowes Schollers
Deane Canons Prebendes Bretheren Brothers and Sisters
of such Colledges Halls Houses of Learning Church Hos-
pitals and places respectively Any former Law Custome
or Statute to the contrary notwithstanding.

[Section 2 excepts leases of lands of the Hospital of
St. John Baptist and the Evangelist in Northampton;
and Section 3 leases of lands of St. Oswald's Hospital
in Worcestershire.]

PROVIDED alwayes that noe person or persons shall be
confirmed in any Mastershipp Provostship Headship IV.
Fellowship or Chaplains place in any Colledge or Hall in Exception
either of the Universities of Oxford or Cambridge or in of Officers
the Colledges of Eaton and Winchester that is not an of Colleges
ordained Minister by Bishops or Presbiters, (or being not or-
ordained hath since renounced his Ordination) where by dnained
the locall Statutes of the said respective Colledges or Halls where Or-
Ordination is required. dnation is
requisite.

PROVIDED alwayes and bee it enacted That this Act V.
shall not extend to confirme any Lease or Leases of the Exception
Rectories and Parsonages of Randall and Littlecoates in of Leases
the County of Lincolne which have long since beene in the of certain
tenure or occupation of John Lord Culpeper as by severall Rectories,
Leases under the Scale of the Master and Fellowes of the &c. in the
Colledge of the holy and undivided Trinity within the Tenure
Towne and University of Cambridge of King Henry of Lord
the Eights Foundation may appeare and are now leased Culpeper.
over the head of the said John Lord Culpeper the
auntient Tennant to one John West though according to
usage he claimed to renew his Lease three yeares before
the expiration thereof at the usuall Fines or more, But

A. D. 1660. that the said John Lord Culpeper his Executors or Administrators reimbursing the said new Tennant or Lessee soe much money as hath beene really paid to the said Colledge for the Fine for such Lease they shall be admitted to renew the said Lease for the said Fine

Proviso
for Re-
newal
by Lord
Culpeper.

VI. PROVIDED alwayes That whereas Doctor Owen late reputed Deane and the Chapter of the Cathedrall Church of Christ in Oxon of the Foundation of King Henry the Eight by their Indenture dated the seaventh day of August in the year of our Lord One thousand six hundred fifty seaven did lease and demise unto John Arthur Clerke Thomas Bromefield of London Esquire and Lawrence Marsh of Darking in the County of Surrey Esquire certaine Tythes and Landes parcell of the Mannour and Parsonage of Kirkham in the County of Lancaster and by severall other Indentures did lease and demise unto severall other persons many other parts and portions of the said Parsonage of Kirkham (which had long beene in the tenure or occupation of Thomas Clifton Esquire and his Auncesters by severall successive Leases under the Abbot and Covent of Vale Royall and the Colledge of Christ Church aforesaid respectively) for severall termes of yeares yet unexpired:

Be it enacted and ordained That Thomas Clifton now of Litham in the County of Lancaster Esquire his Executors and Administrators (paying the severall and respective Rents reserved unto the said Colledge, and secureing unto the said John Arthur Thomas Bromefeild and Lawrence Marsh or the Survivours or Survivour of them or the Executor or Executors of the Survivour of them for the uses in the said Lease expressed and not otherwise out of the Premisses the yearly summe of fower hundred poundes to be paid halfe yearly by equall portions for the terme of eleaven yeares next ensuing, and reimbursing unto the said severall other Lessées respectively or their respective Assignes soe much money as was by them respectively and truly paid for their respective Fines) shall [and¹] have and enjoy the said severall demised pre-

Proviso for
Thomas
Clifton,
Esq.

¹ Original Act omits.

misses for the residue of the said severall termes of yeares yet to come as if the said severall Leases made unto them the said John Arthur Thomas Bromfield and Lawrence Marsh, and unto the said severall other persons as aforesaid had beene legally made unto the said Thomas Clifton by a lawfull Deane and Chapter This Act or any other thing to the contrary notwithstanding.

PROVIDED alwayes That this Act or any thing therein contained shall not extend to confirme the Election of any Head Fellow Scholler or Chaplaine of any Colledge or Hall in either of the Universities that upon any other ground besides the want of Episcopall Ordination is or was not capable of being elected into such place or place by the Statutes of the said Colledge or Hall into which he or they were chosen.

VII.
College
Officers re-
lieved in
nothing but
in want of
Ordina-
tion.

PROVIDED alsoe That this Act or any thing therein contained shall not extend to prejudice the Title of any person or persons who by Letters Patents under the Great Seale since the first day of May and before the twenty sixth of August One thousand six hundred and sixty have obtained from his Majestie any Grant of any Deanery Headship of any House Rectorship of any Colledge Canons place Prebendary Fellowship or Schollership within either of the Universities or the Colledges of Eaton Westminster or Winchester but that all and every the said Grants and Letters Patents shall be of such and noe other force and effect as the same should have beene if this Act had not beene made Any thing in this Act contained to the contrary notwithstanding.

VIII.
Proviso for
Presentees
under Let-
ters Patent.

[Section 9 excepts certain leases of the Hospital of St. Katherine in Ledbury; Section 10 excepts leases of the possessions of the Master of the Rolls; and Section 11 excepts William Hooke as to the Mastership of the Hospital of the Savoy and leases of the Hospital lands made by him.]

PROVIDED alwayes and be it enacted by the Authoritie aforesaid That this Act or any thing therin contained shall

XII.
Exception
of Leases,

A. D. 1660. not extend to confirme or make good any Lease or Grant
&c. of cer- made or mentioned to be made to any person or persons
tain Rec- by John Owen late Deane and others Cannons or pretended
tories, &c. Deane and Canons of the Colledge of Christ Church in the
in the Pos- Deane and Canons of the Colledge of Christ Church in the
session of University of Oxford or by any of them of any the Rectories
the late Tythes or Gleabe Landes of Hampton Wickenford Badsey
Marquis of Aldington Uffenham South Litleton North Litleton and
Worcester, Middle Litleton in the County of Worcester heretofore the
by the late possessions of Henry late Marquesse of Worcester and
Dean and Dame Anne his Wife or either of them, and wherof the
Canons of said Henry was dispossessed for his Alleigiance and Loyalty
Christ to his late Majestie of blessed Memory, but that the Exe-
Church. cutor or Administrator of the said Henry shall and may
be admitted to renew the Leases of the said Tythes for
such terme or termes as the said Deane and Chapter of
Christ Church are by Law enabled to grant the same, the
said Executors or Administrators satisfieing and reimbursing
to such person or persons all such summe or summes of
money as he or they have paid for the said Lease or Leases
by way of Fine with Interest for the same the said person
or persons discounting to the said Executors or Adminis-
trators for the meane Proffits received therupon

XIII. PROVIDED alsoe That this Act or any thing therein con-
Exception of Leases, tained shall not extend to confirme or make good any
if not good Lease Leases or Estate made by any pretended Deane and
had they Chapter Master or Head of any Colledge or Hall in either
been made of the Universities or of any pretended Master or Gover-
by lawfull nours of any Hospitall which said Lease Leases or Estate
Lessors. had not beene good or effectuall in Law had they beene
made by a Lawfull Deane and Chapter Master Head or
Governour of any Colledge Hall or Hospitall aforesaid,
This Act or any thing herein contained to the contrary
notwithstanding.

XIV. PROVIDED alsoe that this Act or any thing herein con-
Exception of Leases, tained shall not extend to confirme or make good any Lease
of Leases or Leases of the Rectory or Parsonage of Arrington in the
of the Rec- County of Cambridge which hath long beene in the tenure
tories of and occupation of Thomas Chichley Esquire and his
Arrington and So-
ham, late

Auncestors by severall successive Leases from the Master and Fellowes of Trinity Colledge in Cambridge, nor shall confirme or make good any Lease or Leases of the Rectory or Parsonage of Soham in the said County of Cambridge which hath likewise beene and still is in the occupation and possession of the said Thomas Chicheley by Lease from the Master and Fellowes of Pembroke Hall in Cambridge but that the said Thomas Chicheley (paying and reimbursing the severall and respective Tennants or Lessees the severall and respective summes of money by them severally and respectively paid to the said Colledge and Hall for or in the name of any Fine or Fines for the makeing or granting such new Lease or Leases with Interest discounting such Rents or Proffitts as by them respectively have beene taken or received out of the Premisses) shall be restored to his said auntient Possessions, and the said Colledge and Hall respectively shall be enabled to lease the said severall Rectories and Parsonages with their respective Appurtenances unto the said Thomas Chicheley This Act or any thing herein contained to the contrary thereof in any wise notwithstanding.

A.D. 1660.
of Thomas
Chicheley.

PROVIDED alwayes That neither this Act nor any thing therein contained shall extend to restore any person or persons to any Headshipp Fellowship or Scholership of any Colledge or Hall or to any Chaplains or Clerks place in any Colledge or Hall in either of the Universities or to any Lecture or Readers place that is or shall be before the first day of January One thousand six hundred and sixty ejected out of their respective Headship Fellowship Schollership Chaplaine or Clerks place or out of any Lecture in the said Universityes by his Majestyes Commissioners under the Great Seale for not haveing beene legally and according to the severall Statutes of the said respective severall places nominated elected or admitted in or to the same, Any thing in this Act contained to the contrary notwithstanding.

XV.
Exception
of Persons
ejected
who were
elected
illegally.

12^o CAR. II. CHAPTER XXXIV.

A. D. 1660. AN ACT for Prohibiting the Planting Setting or Sowing of Tobacco in England and Ireland.¹

[This Act directs that no person shall after the 1st of January, 1660, set or plant any tobacco anywhere in England or Ireland under penalty of forty shillings per rod or pole of ground planted.]

IV.
Proviso for
Physic
Gardens.

PROVIDED alwayes and it is hereby enacted that this Act or any thing therein contained shall extend to the hindring of the planting of Tobacco in any Physicke Garden of either University or in any other private Garden for Physicke or Surgery onely soe as the quantity soe planted exceed not one halfe of one Pole in any one place or Garden.

12^o CAR. II. CHAPTER XXXV.

AN ACT for Erecting and Establishing a Post Office.²

[This Act establishes a post office with a monopoly of carrying letters for hire, fixing certain rates and conditions.]

XVIII.
Proviso for
Letters
sent to and
from the
Universi-
ties.

PROVIDED alwayes that all Letters and other things may be sent or conveyed to or from the two Universities in manner as heretofore hath beene used Any thing herein to the contrary notwithstanding.

¹ Further powers of enforcing the law against tobacco planting were conferred by 15 Car. 2. c. 7, and 22 & 23 Car. 2. c. 26 with like saving clauses (s. 17 and s. 5 respectively). The restriction was removed as to Ireland by 19 Geo. 3. c. 35, and extended to Scotland by 22 Geo. 3. c. 73. It was revived as to Ireland by 1 & 2 Will. 4. c. 13, tobacco growing being prohibited throughout the United Kingdom 'save and except in the Places and in the Quantities and for the Purposes in the said Acts mentioned and allowed'. (See, however, as to Ireland 7 Edw. 7. c. 3.)

² This Act was confirmed by 13 Car. 2. St. 1. c. 7. It was repealed by 9 Ann. c. 11. s. 2 [c. 10. s. 1., Ruff.] (*infra*).

13^o CAR. II. ST. 2. CHAPTER III.

AN ACT for granting unto the Kings Majestie twelve A. D. 1661.
hundred and threescore thousand pounds to bee
assessed and levied by an assessment of three-
score and ten thousand pounds by the moneth for
eighteene moneths.

[The Act follows the practice used under the Parlia-
mentary rule and the Commonwealth of granting a
definite sum payable by clergy and temporality alike
in monthly instalments, and fixing the quotas to be
contributed by the counties and certain cities and
towns. In making the grant the Commons recite that
they do s^o 'although wee cannot but knowe that the
ancient and usuall parliamentary course of raising
moneyes for the aid and supply of your Majesties
extraordinary occasions is and hath beene by way
of subsidies which wee desire may bee observed in
future times And that the course hereby taken may
not bee drawne into example for the time to come and
considering that the way of subsidies hath for many
yeares last past been disused and that the regulacion
of that method in raising moneys would require more
time and occasion more delay then your Majesties
pressing and urgent affaires can well permit'.¹]

PROVIDED that nothing contained in this Act shall be XX.
extended to charge any Master Fellow or Scholar of any Proviso for
Colledge in either of the Universities or in the Colledge of the Uni-
Winchester Eaton or Westminster or in any other Free versities,
Schooles or any Reader[•] Officer or Minister of the said and the
Universities Colledges or Schooles or of any Hospitals or Colleges of
Almes-houses for or in respect of any Stipend Wages or Winches-
profit whatsoever arising or growing due to them in respect ter, Eaton,
Westmin-
Schools,
Hospitals,
&c. and

¹ For note on Subsidy and Land Tax Acts, see Appendix IV.

A. D. 1661. of the said several places and imployments in the said
for Lands, Universities Colledges Schools Hospitals or Almes-houses
&c. of St. nor to charge any of the houses or lands belonging to
Bartholo- Christs Hospital Saint Bartholomew Bridewel Saint
mew, Christ Thomas and Bethelem Hospitals in the City of London
Bridewell. and Burrough of Southwarke or any of them for or in
St. Thomas, and Beth- respect of any Rents or Revenues payable to the said
lem Hospitals. Hospitals being to bee received and disbursed for the
immediate use and releife of the poore in the said Hos-
pitals.¹

XXVIII. PROVIDED alsoe That nothing herein contained shall
Proviso for be drawn into example to the prejudice of the ancient
the rights belonging unto the Lords Spiritual and Temporal
Bishops, or Clergy of this Realm or unto either of the Universities
Peers, and or unto any Colledges Schools Almes houses or Hospitals.²
Clergy, Universities, &c.

14^o [13 & 14., Ruff.] CAR. II. CHAPTER IV.

A. D. 1662. AN ACT for the Uniformity of Publique Prayers and
Administracion of Sacraments and other Rites
and Ceremonies and for establishing the Form
of making ordaining and consecrating Bishops
Preists and Deacons in the Church of England.

[The first section of this Act recites that the Book of
Common Prayer, enjoined to be used by 1 Eliz., c. 2,
has recently been revised by Commissioners appointed
under the Great Seal and afterwards by the Convoca-
tions of both provinces, and that the King has ap-
proved the Book so revised and has recommended
to Parliament that it 'be the Booke which shall be

¹ This section follows practically verbatim the exemption clause adopted
under the Commonwealth. See Act of the 26th of November, 1650. Ap-
pendix II.

² This section is repeated in subsequent Acts of the reign of Charles the
Second, but is omitted from 1 W. & M. [1 W. & M. Sess. 1., Ruff.] c. 3, and
later Acts.

appointed to be used by all that officiate in all Cathedrall and Collegiate Churches and Chappells and in all

- Chappells of Colledges and Halls in both the Universities and the Colledges of Eaton and Winchester and in all Parish Churches and Chappells'; and then it enacts]

That all and singuler Ministers in any Cathedrall Collegiate or Parish Church or Chappell or other place of Publique Worship within this Realme of England Dominion of Wales and Town of Berwick upon Tweed shall be bound to say and use the Morning Prayer Evening Prayer Celebration and Administracion of both the Sacraments and all other the Publique and Common Prayer in such order and forme as is mencioned in the said Booke annexed and joyned to this present Act and entituled The Booke of Common Prayer and Administration of the Sacraments and other Rites and Ceremonies of the Church according to the use of the Church of England together, with the Psalter or Psalmes of David pointed as they are to be sung or said in Churches and the forme or manner of making ordaining and consecrating of Bishops Preists and Deacons. And that the Morning and Evening Prayers therein contained shall upon every Lord's day and upon all other dayes and occasions and att the times therein appointed be openly and solemnly read by all and every Minister or Curate in every Church Chappell or other place of Publique Worshipp within this Realme of England and places aforesaid

A. D. 1662.
Ministers in Churches, &c. to use the said Book of Common Prayer;

and to read the Morning and Evening Prayers therein.

[Section 2 required every beneficed person to]

declare his unfeigned assent and consent to the use of all things in the said Booke contained and prescribed in these words and no other.

I A. B. doe declare my unfeigned assent and consent to all and every thing contained and prescribed in and by the Booke intituled The Booke of Common Prayer and Administration of the Sacraments and other Rites and Ceremonies of the Church according to the use of the Church of England together with the Psalter or Psalmes of David pointed as they are to be sung or said in Churches and the

Form of Assent.

A. D. 1662. form or manner of making ordaining and consecrating of Bishops Preists and Deacons.¹

VI.
Deans,
Readers in
the Uni-
versities,
Parsons,
School-
masters,
&c. to sub-
scribe the
Declara-
tion herein
mentioned.

AND be it further enacted by the Authority aforesaid That every Deane Canon and Prebendary of every Cathedrall or Collegiate Church and all Masters and other Heads Fellowes Chaplaines and Tutors of or in any Colledge Hall House of Learning or Hospitall and every Publique Professor and Reader in either of the Universities and in every Colledge elsewhere and every Parson Viccar Curate Lecturer and every other person in Holy Orders and every School master keeping any publique or private Schoole and every person instructing or teaching any Youth in any House or private Family as a Tutor or School master who upon the First day of May which shall be in the yeare of our Lord God One thousand six hundred sixty two or at any time thereafter shall be Incumbent or have possession of any Deanry Canonry Prebend Mastershipp Headshipp Fellowship Professors place or Readers place Parsonage Vicarage or any other Ecclesiasticall Dignity or Promotion or of any Curates place Lecture or School or shall instruct or teach any Youth as Tutor or Schoolmaster shall before the Feast day of Saint Bartholomew which shall be in the yeare of our Lord One thousand six hundred sixty two or at or before his or theire respective admission to be Incumbent or have possession aforesaid subscribe the Déclaration or Acknowledgement following scilicet.

Form of
the De-
claration.

I A. B do declare that it is not lawfull upon any pretence whatsoever to take Armes against the King and that I do abhorr that traiterous Position of taking Armes by His Authority against His Person or against those that are commissioned by him And that I will conforme to the Liturgy of the Church of England as it is now by Law established And I do declare that I do hold there lies no

¹ By the Clerical Subscription Act, 1865 (28 & 29 Vict. c. 122), this Form of Assent is repealed for all persons 'in Holy Orders appointed to any Ecclesiastical Dignity, Benefice, or Office', and another Declaration of Assent is substituted. But the Form here printed appears to have remained in force for Heads of Colleges and Halls under s. 13 of this Act until the passing of 34 & 35 Vict. c. 26 (*infra*). See note to s. 13.

Obligacion upon me or on any other person from the Oath A. D. 1662.
comonly called the Solemne League and Covenant to
endeavour any change or alteration of Government either
in Church or State And that the same was in it selfe an
unlawfull Oath and imposed upon the Subjects of this
Realme against the knowne Lawes and Liberties of this
Kingdome.¹

Which said Declaration and Acknowledgment shall be
subscribed by every of the said Masters and other Heads
Fellowes Chaplaines and Tutors of or in any Colledge
Hall or House of Learning and by every publique Professor
and Reader in either of the Universities before the Vice
Chancellor of the respective Universities for the time being or
his Deputy And the said Declaration or Acknowledgement
shall be subscribed before the respective Archbishopp
Bishopp or Ordinary of the Diocesse by every other person
hereby enjoyned to subscribe² the same upon pain that all
and every of the persons aforesaid failing in such Sub-
scription shall loose and forfeit such³ respective Deanry
Canonry Prebend Mastershipp Headship Fellowship Pro-
fessors place Readers place Parsonage Viccarage Eccle-
siasticall Dignity or Promotion Curates place Lecture and
School and shall be utterly disabled and (ipso facto) de-
prived of the same And that every such respective Deanry
Canonry Prebend Mastership Headship Fellowship Prof-
fessors Place Readers Place Parsonage Viccarage Ecclesias-
ticall Dignity or Promotion Curates Place Lecture and
Schoole shall be void as if such person so failing were
naturally dead

Before
whom to
be sub-
scribed.

Deans, &c.
not sub-
scribing
the same;
deprived.

Deanry,
&c. void.

[By Section 8 the concluding portion, referring to the
solemn league and covenant, of the declaration pre-
scribed by Section 6 is to be omitted after the 25th
of March, 1682.]

¹ The last portion of this declaration was not of permanent obligation (see
s. 8). The first portion, as to taking arms against the king, was repealed by
1 W. & M. [1 W. & M. Sess. 1., Ruff.] c. 8. s. 11 (*infra*), leaving in force only
the declaration of conformity to the liturgy of the Church of England.

² So on roll.

A. D. 1662.

XIII.
No other
Form of
Prayer to
be used
but accord-
ing to the
said Book.

Heads of
Colleges,
&c. within
the time
herein
mentioned,
to sub-
scribe the
39 Articles
mentioned.
13 Eliz.
c. 12.

and declare
their As-
sent there-
unto, and
to the said
Book ;

and once
in every
Quarter of
the Year
read the
Prayers,
&c.

Suspension ;

AND be it further enacted by the Authority afore-
said that no Form or Order of Common Prayers Ad-
ministracion of Sacraments Rites or Ceremonies shall be
openly used in any Church Chappell or other publique
place of or in any Colledge or Hall in either of the Uni-
versities the Colledges of Westminster Winchester or Eaton
or any of them other then what is prescribed and appointed
to be used in and by the said Booke And that the present
Governour or Head of every Colledge and Hall in the said
Universities and of the said Colledges of Westminster Win-
chester and Eaton within one moneth after the Feast of
Saint Bartholomew which shall be in the yeare of our Lord
One thousand six hundred sixty and two And every Gover-
nour or Head of any of the said Colledges or Halls hereafter
to be elected or appointed within one moneth next after
his Election or Collation and Admission into the same
Government or Headshipp shall openly and publicquely in
the Church Chappell or other publique place of the same
Colledge or Hall and in the presence of the Fellowes and
Scholars of the same or the greater part of them then
resident subscribe unto the Nine and thirty Articles of
Religion mentioned in the Statute made in the thirteenth
yeare of the Reigne of the late Queene Elizabeth And
unto the said Booke and declare his unfeigned assent and
consent unto and approbation of the said Articles and of
the same Booke and to the use of all the Prayers Rites
and Ceremonies Formes and Orders in the said Booke
prescribed and contained according to the form aforesaid
And that all such Governours or Heads of the said Col-
ledges and Halls or any of them as are or shall be in Holy
Orders shall once (at least) in every quarter of the yeare (not
having a lawfull Impediment) openly and publicquely read
the Morning Prayer and Service in and by the said Booke
appointed to be read in the Church Chappell or other pub-
lique place of the same Colledge or Hall upon pain to loose
and be suspended of and from all the Benefitts and Pro-
fitts belonging to the same Government or Headshipp by
the space of Six moneths by the Visitor or Visitors of the

same Colledge or Hall And if any Governour or Head of any Colledge or Hall suspended for not subscribing unto the said Articles and Booke or for not reading of the Morning Prayer and Service as aforesaid shall not att or before the end of Six monthes next after such suspension subscribe unto the said Articles and Booke and declare his consent thereunto as aforesaid or read the Morning Prayer and Service as aforesaid then such Government or Headshipp shall be (ipso facto) void ¹

A. D. 1662.
and if
Person so
suspended
do not
within Six
Months
subscribe,
then his
Govern-
ment, &c.
void.

PROVIDED alwaies that it shall and may be lawfull to use the Morning and Evening Prayer and all other Prayers and Service prescribed in and by the said Booke in the Chappells or other publique places of the respective Colledges and Halls in both the Universities in the Colledges of Westminster Winchester and Eaton and in the Convocations of the Clergies of either Province in Latine Any thing in this Act contained to the contrary notwithstanding

XIV.
Proviso
for read-
ing the
Prayers in
Latin in
Colleges,
&c.

[Sections 15-18 relate to Lecturers and Preachers, and provide (among other things) that, when any sermon or lecture is to be preached, the Common Prayers and Service appointed for that time of the day shall be first read.]

PROVIDED neverthelesse that this Act shall not extend to the University Churches in the Universities of this Realme or either of them when or att such times as any Sermon or Lecture is preached or read in the said Churches or any of them for or as the publick University Sermon or Lecture but that the same Sermons and Lectures may be preached or read in such sort and manner as the same have been heretofore preached or read This Act or any thing herein contained to the contrary thereof in any wise notwithstanding.

XIX.
Proviso
respecting
University
Sermons
preached
in the
University
Churches.

PROVIDED alsoe and be it enacted by the Authority aforesaid that a true printed Copy of the said Booke en-

XXII.
A true
printed

¹ Section 13 is repealed by 34 & 35 Vict. c. 26. s. 8 (*infra*), except so far as it relates to the Colleges of Westminster, Winchester, and Eton, or any governor or head thereof.

A. D. 1662. titled The Booke of Common Prayer and Administration of the Sacraments and other Rites and Ceremonies of the Church according to the use of the Church of England, together with the Psalter or Psalmes of David pointed as they are to be sung or said in Churches and the form and manner of making ordaining and consecrating of Bishops Preists and Deacons shall att the costs and charges of the parishoners of every Parish Church and Chappelry Cathedrall Church Colledge and Hall be attained and gotten before the Feast day of Saint Bartholomew in the yeare of our Lord One thousand six hundred sixty and two upon pain of forfeiture of three pounds by the moneth for so long time as they shall then after be unprovided thereof by every Parish or Chapelry Cathedrall Church Colledge and Hall making default therein.

Penalty.

* XXV.

Proviso
for King's
Professor
of Law at
Oxford for
Prebend of
Shipton.

PROVIDED alsoe that this Act or any thing therein contained shall not be prejudiciall or hurtfull unto the Kings Professor of the Law within the University' of Oxford for or concerning the Prebend of Shipton within the Cathedrall Church of Sarum united and annexed unto the place of the same Kings Professor for the time being by the late King James of blessed memory¹

¹ The prebend of Shipton was granted by letters patent of the 22nd of March, 1614, to the Chancellor, Masters, and Scholars of Oxford University to the intent that the Regius Professor of Law for the time being might enjoy the same, though a layman.

By a scheme of the Ecclesiastical Commissioners made on the 3rd and approved by the Queen in Council on the 17th of July, 1851 (*London Gazette*, 1 Aug., 1851), under 13 & 14 Vict. c. 94. s. 20 (*infra*), the property of the prebend was vested in the Commissioners except the advowson of the vicarage of Shipton, which was transferred to the Bishop of Oxford, an annual sum of £100 being charged on such property for the benefit of the professor for the time being.

This scheme came into operation on the death (24 Jan., 1855) of Dr. Phillimore, then professor. The commutation of the endowment of the prebend for a fixed stipend seems to have been considered as effecting a severance of the prebend from the professorship.

14^o [13 & 14., Ruff.] CAR. II. CHAPTER X.

AN ACT for establishing an additional Revenue upon A. D. 1662.
His Majestie His Heires and Successors for the
better support of His and theire Crown and
Dignity.¹

[Section 1 charges 'every dwelling and other House and
Edifice and all Lodgings and Chambers in the Inns of
Court Innes of Chancery Colledges and other Societies'
in England Wales and Berwick upon Tweed with an
annual tax of two shillings for every fire hearth and
stove therein.

By the Sections which follow the duty of collecting the
tax in the case of Lodgings and Chambers in the Inns
of Court Inns of Chancery Colleges and other Societies
is imposed on the Treasurers or officers of the Inns
of Court and Chancery and officers of the Colleges
and Societies.

Section 2 requires the occupiers to give to these officers
on six days notice a written account of the number of
the hearths in their lodgings or chambers.

Section 3 empowers the Officers to enter and view the
hearths.

Section 4 requires them to deliver the accounts to the
Justices at the Quarter Sessions.

Section 6 empowers them to receive and give receipts
for the tax, and section 7 to levy the tax by distress
in default of payment.

Section 8 requires them to pay over the amount received
to the High Constable of the district, deducting two
pence in the pound for the trouble of collection.]

¹ This Act was amended by 15 Car. 2. c. 13 (*infra*). By 16 Car. 2. c. 3
the King was empowered to appoint special officers to collect the tax, and the
collecting officers appointed by this Act were discharged from their duties.
The hearth tax was abolished, and this Act and the amending Acts were
repealed by 1 W. & M. c. 10. s. 1 [1 W. & M. Sess. 1. c. 10. s. 2., Ruff.].

14° [13 & 14., Ruff.] CAR. II. CHAPTER XXXIII. *

A. D. 1662. AN ACT for preventing the frequent Abuses in printing seditious treasonable and unlicensed Bookes and Pamphlets and for regulating of Printing and Printing Presses.

II. AND be it further ordained and enacted by the Authority aforesaid That no private person or persons whatsoever shall att any time hereafter print or cause to be printed any Booke or Pamphlet whatsoever unlesse the same Booke and Pamphlet together with all and every the Titles Epistles Prefaces Proems Preambles Introductions Tables Dedications and other matters and things thereunto annexed be first entred in the Booke of the Register of the Company of Stationers of London except Acts of Parliament Proclamations and such other Books and Papers as shall be appointed to be printed by vertue of any Warrant under the Kings Majesties Sign Manual or under the hand of one or both of His Majesties Principal Secretaries of State and unlesse the same Booke and Pamphlet and also, all and every the said Titles Epistles Prefaces Proems Preambles Introductions Tables Dedications and other matters and things whatsoever thereunto annexed or therewith to be imprinted shall be first lawfully licensed and authorized to be printed by such person and persons only as shall be constituted and appointed to license the same according to the direction and true meaning of this present Act herein after expressed and by no other (that is to say) That all Books concerning the Common Lawes of this Realm shall be printed by the special allowance of the Lord Chancellor or Lord Keeper of the Great Seal of England for the time being the Lords Cheife Justices and Lord Cheife Baron for the time being or one or more of them or by their or one

No private Person to print any Book, &c. unless first entered with the Stationers' Company of London;

Exceptions;

and unless first duly licensed.

Common Law Books to be licensed by Lord Chancellor, &c.

or more of their appointments And that all Books of History concerning the State of this Realm or other Books concerning any Affaires of State shall be licensed by the Principal Secretaries of State for the time being or one of them or by their or one of their appointments And that all Bookes to bee imprinted concerning Heraldry Titles of Honour and Armes or otherwise concerning the Office of Earle Marshal shall be licensed by the Earl Marshal for the time being or by his appointment or in case there shall not then be an Earl Marshal shall be licensed by the Three Kings of Armes Garter. Clarenceux and Norroy or any two of them whereof Garter Principal King of Armes to be one And that all other Bookes to bee imprinted or reprinted whether of Divinity Phisick Philosophy or whatsoever other Science or Art shall be first licensed and allowed by the Lord Arch Bishop of Canterbury and the Lord Bishop of London for the time being or one of them or by their or one of their appointments or by either one of the Chancellors or Vice-Chancellors of either of the Universities of this Realme for the time being Provided alwaies that the said Chancellors or Vice Chancellors of either of the said Universities shall only license such Bookes as are to be imprinted or reprinted within the limits of the said Universities respectively but not in London or else where not medling either with Bookes of the Common Lawes or matters of State or Government nor any Booke or Bookes the right of printing whereof doth solely and properly belong to any particular person or persons without his or their Consent first obtained in that behalfe

A. D. 1662.

Books of History, Affairs of State, &c. by Secretary of State.

Books of Heraldry, &c. by the Earl Marshal or Kings of Arms.

All other Books by Archbishop of Canterbury and Bishop of London, &c.

Proviso respecting Licences by the Chancellors, &c. of the Universities.

AND be it enacted by the Authority aforesaid That every person and persons who by vertue of this present Act are or shall be appointed or authorized to license the imprinting of Bookes or reprinting thereof with any Additions or Amendments as aforesaid shall have one written Copy of the same Booke or Bookes which shall be soe licensed to be imprinted or repriated with the Titles Epistles Prefaces Tables Dedications and all other things whatsoever thereunto annexed which said Copy shall be delivered by such

III.
Every person authorized to license, to have one written Copy of the Book;

which is

A. D. 1662. **Licenser or Licensers to the Printer or Owner for the**
 to be de- **imprinting thereof and shall be safely and intirely returned**
 livered by **by such Printer or owner after the imprinting thereof unto**
 Licenser to **such Licenser or Licensers to be kept in the publick**
 the Owner **Registrys of the said Lord Archbishop or Lord Bishop**
 for print- **of London respectively or in the Office of the Chancellor**
 ing, and **or Vice Chancellor of either the said Universities or with**
 afterwards **the said Lord Chancellor or Lord Keeper of the Great**
 returned **Seal for the time being or Lord Cheife Justices or Cheif**
 to the **Baron or one of them or the said Principal Secretaries of**
 Licenser to **State or with the Earle Marshall or the said Kings of**
 be kept **Armes or one of them of all such Books as shall be**
 If such **licensed by them respectively and if such Booke so to**
 Book be **be licensed shall be an English Booke or of the English**
 in English, **Tongue there shall be twoe Written Copies thereof de-**
 Two writ- **livered to the Licenser or Licensers (if he or they shall**
 ten Copies, **so require) one Copy whereof so licensed shall be delivered**
 if required, **back to the said Printer or Owner and the other Copy**
 to be de- **shall be reserved and kept as is aforesaid to the end such**
 livered to **Licenser or Licensers may be secured that the Copy so**
 Licenser. **licensed shall not be altered without his or their privy**
 How to be **And upon the said Copy licensed to be imprinted he or**
 disposed **they who shall so license the same shall testifie under his**
 of. **or their hand or hands That there is not any thing in the**
 Licenser **same contained that is contrary to Christian Faith or the**
 to testify **Doctrine or Discipline of the Church of England or against**
 under his **the State or Government of this Realme or contrary to**
 Hand. **good life or good manners or otherwise as the nature and**
 subject of the Worke shall require which License or
 Licence to **Approbation shall be printed in the begining of the same**
 be printed **Booke with the Name or Names of him or them that shall**
 at the be- **authorize or license the same for a Testimony of the**
 ginning of **allowance thereof**
 the Book.

X. **AND be it further enacted by the Authority aforesaid**
 No Person **That for the time to come no man shall be admitted to**
 to be ad- **be a Master Printer untill they who are now actually**
 mitted a **Master Printers shall be by death or otherwise reduced**
 Master **to the number of Twenty and from thence forth the**
 Printer till **the Master**
 the Master **Printers be**

number of Twenty Master Printers shall be continued and no more besides the Kings Printers and the Printers allowed for the Universities to have the use and exercise of printing of Books at one time and but four Master Founders of Letters for printing The which said Master Printers and four Master Founders of Letters for printing shall be nominated appointed and allowed by the Lord Archbishop of Canterbury and Lord Bishop of London for the time being . . .

A. D. 1662.
reduced to
Twenty,
(Exception)
which
number is
to be con-
tinued, and
Four
Master
Letter
Founders.

AND be it further enacted by the Authority aforesaid That every Printer shall reserve three printed Copies of the best and largest Paper of every Book new printed or reprinted by him with Additions and shall before any publick venting of the said Book bring them to the Master of the Company of Stationers and deliver them to him one whereof shall be delivered to the Keeper of his Majesties Library and the other two to be sent to the Vice-Chancellors of the two Universities respectively for the use of the Publique Libraries of the said Universities ¹

XVI.
Printers
to reserve
Three
Copies
of every
Book, one
for the
King's Li-
brary, and
one for
each of the
Universi-
ties.

PROVIDED alwaies That nothing in this Act contained shall be construed to extend to the prejudice or infringing of any the just Rights and Priviledges of either of the two Universities of this Realm touching and concerning the licensing or printing of Books in either of the said Universities

XVII.
Proviso for
Univer-
sities
licensing.

PROVIDED That this Act shall continue and be in force for two yeares to commence from the Tenth of June One thousand six hundred sixty and two and no longer.²

XXIV.
Continu-
ance of
Act.

¹ This provision for the Bodleian Library originated in an agreement made between Sir Thomas Bodley himself and the Stationers' Company, which was embodied in an Indenture between the Company and the University dated December 20, 1610, and was somewhat extended by an Ordinance of the Company made at Stationers' Hall January 28, 1612. See Arch. Univ. Oxon. WP, P, fasc. 11, 6; SEP, A, 27. It was enforced upon every printer by s. 33 of the Decree of the Court of Star Chamber concerning Printing made 11 July 1637 (Rushworth's Historical Collections, III, Append. 315)'; . . . (G. Note to 5 & 6 Vict. c. 45. s. 8. Enactments in Parliament, p. 187).

² This Act was continued by 16 Car. 2. c. 8 and by 16 & 17 Car. 2. c. 7 successively, in each case to the end of the next session of Parliament, and was further continued with amendments by 17 Car. 2. c. 4 (*infra*) to the end of the

15^o CAR. II. CHAPTER VI.

A. D. 1663. AN ACT for Releife of such Persons as by Sicknes or other Impediment were disabled from subscribing the Declaration in the Act of Uniformity and Explanation of part of the said Act.

[The Preamble recites 14 [13 & 14., Ruff.] Car. 2., c. 4. s. 6 (*supra*).]

11. AND whereas diverse persons of eminent Loyaltie to His Majestie and of knowne affection to the Liturgie of the Church of England who by the said Act were required to subscribe the said Declaration or Acknowledgement at the time of the passeing of the said Act were out of this Realme in Ireland or other parts beyond the Seas upon lawfull and justifiable Occasions and had noe knowledge or notice thereof untill their returne into England being after the said Feast of Saint Bartholomew, And diverse other of the said Loyall and well affected persons by reason of sicknes imprisonment disabilitie of body or otherwise could not, or did not resorte unto their respective Archbishops Bishops or Ordinaries or Vice Chauncellours of the respective Universities before whom such Subscription was appointed by the said Act to be made All which said persons are by force of the said Act utterly disabled and ipso facto deprived of their respective Deanries Canonries Prebendryes Mastershipps Fellowshipps Parsonages Vicarages or other Ecclesiasticall Benefices or Promotions by reason of such their ommission, For remedy whereof and for the releife of such persons Be it enacted by the King's most

Recital that divers Persons of eminent Loyalty and known Affection to the Church of England were out of the Realm at the passing of the said Act, and had no Notice thereof until after the Feast of St. Bartholomew, and others by reason of Sicknes, &c. had not complied with the said Act; whereby

first session of the next Parliament. Not having been continued by the Parliament of 1678 it expired on the 26th of May, 1679, when the only session of that Parliament was terminated by prorogation. It was however revived by 1 Jac. 2. c. 17 for seven years from the 24th of June, 1685, and from thence to the end of the then next session of Parliament, was again continued by 4 W. & M. c. 24. s. 15 for one year from the 13th of February, 1693, and from thence to the end of the then next session of Parliament, and finally expired on the 13th of May, 1695, upon the prorogation of the Parliament of that year, which had refused to continue it.

Excellent Majestie by and with the Advice and Consent A.D. 1663.
of the Lords Spirituall and Temporall and the Commons such Persons were disabled and deprived of their Benefices ;
in this present Parliament assembled and by Authoritie all such Persons declared to be restored ;
of the same That all Deanes Canons Prebendaries Masters
and Fellowes of any Colledges Halls or other Houses of
Learning and all Parsons Vicars and other Ecclesiasticall
persons aforesaid who at the time of the passeing of the
said Act being in Ireland or any the parts beyond the
Seas did not returne into this Kingdome before the said
Feast of Saint Bartholimew One thousand six hundred
sixtie and two, or who being in England by Imprisonment
Sicknes Disabilitie of Body or otherwise did not resorte
unto their respective Archbishop Bishop Ordinary or Vice
Chauncellour of the said respective Universities to sub-
scribe the said Declaration and Acknowledgement before
the said Feast in the yeare of our Lord aforesaid shall be
and are hereby declared to be restored unto and preserved
in their respective Deanryes Canonryes Prebends Master-
ships Fellowships Parsonages Vicarages and other Eccle-
siasticall Benefices and Promotions whereunto noe other
person or persons before the first day of August in the
yeare of our Lord One thousand six hundred sixtie and
three were or shall be lawfully instituted inducted collated
or placed, And shall and may hold and enjoy the same
according to his and their former right, The aforesaid Act
or any thing therein contained to the contrary notwith-
standing.

PROVIDED That every such Deane Canon Prebendary III. Proviso that such Persons, if in England before the Nativitie of our Lord, or if beyond Sea within 40 Days after returne to England, subscribe the Declaration ;
Master and Fellow of any Colledge, Hall or House of
Learning and all Parsons Vicars and Curates and other
Ecclesiasticall persons who are, or shall by vertue of this
Act be restored to, or preserved in their said severall and
respective Promotions shall before the Feast of the Nativitie
of our Lord next ensueing if he be in England or if beyond
the Seas within Forty dayes after his returne into England
subscribe the said Declaration or Acknowledgement before
the respective Archbishop Bishop or Ordinary of the
Diocesse, or Vice Chauncellour aforesaid respectively, . . .

15^o CAR. II. CHAPTER IX.

A. D. 1663. AN ACT for granting Fower intire Subsidies to His
Majestie by the Temporalitie.¹

XXVIII. PROVIDED alsoe That this Act nor any thing therein
Univers- contained shall extend to the Lands or Goods of any
sities of Colledge Hall or Hostell within the Universityes of
Oxford and Cambridge or either of them, or to the Goods
Cam- or Lands of the Colledge of Winton founded by Bishop
bridge, Wickham, or to the Goods or Lands of the Colledge of
Winches- Eaton next Windsor, or to the Lands Tenements or
ter College and Eaton Revenues onely assigned and appointed for the sustenta-
College, the Poor tion and liveing of the poore Knights founded in the Castle
Knights of Windsor, Free or Colledge of Windsor by our late Sovereigne Lord King
Windsor, Free Henry the Eighth or to any the Goods or Chattells of the
Schools and same Knights or any of them or to the Goods or Lands of
and Reader, any Common Free Grammer Schoole within the Realme
&c. in the of England and Wales or the Goods of any Reader
Univer- Schoole master or Schollar or any Graduate Resiant or
sities of any Common Free Grammer Schoole within the Realme
of Oxford and Cambridge, and
Cam- Schoole master or Schollar or any Graduate Resiant or
bridge, and remaining for Study without Fraude or Covin within any
Hospitals, &c. not
&c. not chargeable. the said Universityes and Colledges of Oxford and Cam-
bridge or to any of them, or to any of their servants
tending dayly upon any of them, or to the Goods and Lands
of any Hospitall Meason dieu or Spittle House prepared
and used for the sustentation and releife of poore people
Any thing in this Act contained to the contrary in any
wise notwithstanding.

¹ The old practice of separate grants of subsidies by the Clergy and Temporality, which had been disused under the Parliamentary Government and the Commonwealth, was in this year revived, and thereafter permanently abandoned.

For note on Subsidy and Land Tax Acts see Appendix IV.

15^o CAR. II. CHAPTER X.AN ACT for confirming of Fower Subsidyes
granted by the Clergy.¹

A. D. 1663.

[The Act is in the usual form, reciting in full and confirming a grant made by the Convocation of Canterbury, and authorizing a like grant to be made by the Convocation of York. The former grant contains the following clause.]

PROVIDED alsoe That these fower Subsidyes granted by the Clergy or any part of them or any of them shall not be demanded or levyed out of any Benefice House of Students or Colledge scituate or sett within either of the Universityes of Oxford or Cambridge or of any Benefice Lands or other Revenues unto the said Universityes or either of them or to any House of Students or Colledge in any of the said Universityes united appropriated or appertaining or out of any Benefice Lands or Revenues of the Colledge of Windsor or of the Colledge of Westminster or of the Colledge of Eaton neere Windsor, or of the Colledge, called Saint Maryes Colledge by Winchester founded by William Wickham sometimes Bishop of Winchester or of any Hospitalls Almes houses or Grammar Schooles or of any Church Benefice or other Revenues to the said Colledges Hospitalls Almes Houses or Grammar Schooles or to any of them annexed appropriated or otherwise appertaining.

XIV. •
Proviso for
the Uni-
versities,

Colleges
of Windsor,
West-
minster,
Eaton, and
Winches-
ter, Hos-
pitals, Free
Schools,
&c.

¹ See note to 15 Car. 2. c. 9.

15^o CAR. II. CHAPTER XI.

A. D. 1663. AN ADDITIONALL Act for the better ordering and collecting the Duty of Excise and preventing the Abuses therein.¹

XX.
Proviso for
Colleges,
&c. brew-
ing their
own Beer.

IT is hereby further declared That every Colledge and Hall in either of the Universities which before the Duty of Excise was imposed did brew their owne Beere and Ale within their owne Precincts and size it out to their respective Members within their owne Precincts onely are not lyeable to the payment of any Duty of Excise for the same either by this or any the forementioned Acts.²

15^o CAR. II. CHAPTER XIII.

AN ADDITIONALL Act for the better ordering and collecting the Revenue arising by Hearth Money³

[Justices of the Peace at their first sessions next after Michaelmas Day next ensuing are to issue warrants to High Constables, who are to issue the like warrants to petty constables &c. requiring them on the following Sunday after Morning Service to give public notice in the Church or Chapel to all the inhabitants and particular notice to each inhabitant being the occupier of any house edifice lodging or Chamber to give an account in writing of his hearths and stoves. The Constables &c. with two substantial inhabitants are to enter the houses, &c. and compare the accounts with

¹ The regulation of the excise duties has been the subject of many subsequent Acts which have superseded this Act, preserving throughout the privileges of the Universities. The Act was formally repealed by the S. L. R. Act, 1863.

² 12 Car. 2. cc. 23, 24.

³ The hearth tax was abolished and this Act repealed by 1 W. & M. c. 10. s. 7 [1 W. & M. Sess. 1. c. 10. s. 2., Ruff.].

the facts. The accounts are to be examined by the High Constables and by the Justices and transmitted

- to the Exchequer. Penalties are imposed on occupiers not furnishing accounts and on officers not doing their duty.]

PROVIDED alsoe and be it enacted by the Authoritie aforesaid That the respective Treasurers and other Officers of the respective Innes of Court Innes of Chauncery Colledges and other Societies chargeable by the aforesaid Act for their Hearthes and Stoves shall doe all things as the respective Constables by this Act are enjoyned to doe under the like Penalties though without any Warrant from the respective Justices of the Peace, And that every Occupier of any House Edifice Lodgeing or Chamber within any the respective Innes of Court Innes of Chauncery Colledges and Societyes aforesaid shall doe all things and under the like Penalties as are required by this Act of any Occupier of any House Edifice Lodgeing or Chamber elsewhere.

IX.
Treasurers
of Inns of
Court, Col-
leges, &c.
to act as
Constables,
and Occu-
piers of
Chambers,
&c.
to act with
as Occu-
piers of
Houses, •
and under
the like
Penalties.

15^o CAR. II. CHAPTER XIV.

AN ACT for settling the Proffitts of the Post Office and Power of graunting Wyne Lycences on his Royall Highnes the Duke of Yorke and the Heires Males of his Body.

PROVIDED also that this Act or any Thing therein contained shall not in any wise be prejudicall to the Priviledge of the two Universityes of this Land or either of them or to the Chancellor or Schollars of the same or their Successors but that they may use and enjoy such Priviledges as heretofore they have lawfully used and enjoyed Any Thing herein to the contrary notwithstanding¹

XII.
Proviso for
the Privi-
leges of
the Uni-
versities.

¹ As to the privilege of the Universities with regard to wine licences see 12 Car. 2. c. 25 (*supra*) and note to that Act.

A. D. 1663. PROVIDED alwayes That all Letters and other Things
 XV. may bee sent or conveyed to or from the two Universityes
 Proviso for in manner as heretofore hath beene used, Any Thing herein
 Letters sent to and from the Univer-
 sities. sities. notwithstanding.¹

15° CAR. II. *Cap. 3.* [*Cap. 2., Ruff.*]

AN ACT for the setleing of a Free Schoole in Witney
 in the County of Oxon being erected and endowed
 by Henry Box Citizen and Grocer of London
 deceased.

[This Act, on the petition of Mary Box, widow and
 executrix of Henry Box, and in accordance with the
 intention of the testator declared in his will, establishes
 at Witney 'The Free Grammar Schoole of the founda-
 tion of Henry Box', incorporates the four wardens of
 the Grocers' Company for the time being as Governors
 of the School, and vests in them the schoolhouse
 erected by Henry Box and a rentcharge of £50
 a year on lands in Longworth, Berks, with power to
 acquire further lands to the value of one hundred
 marks yearly without licence in mortmain.]

It appoints the Provost and four of the senior fellows
 of Oriel College, or any three of them, whereof the
 said Provost to be one, visitors of the school.²

¹ As to the privilege of the Universities with regard to carriage of letters see
 note to 9 Ann. c. 11 [c. 10., Ruff.] (*infra*).

² By a Scheme made by the Board of Education under the Endowed Schools
 Acts, dated the 6th of March, 1902, the Foundation of the Grammar School
 was made part of the Foundation of the Witney Grammar and Technical
 School. Clause 4 of this Scheme transferred all rights and powers of any
 person or body other than the King as visitors of the Grammar School to the
 King to be exercised by the Board of Education.

Under the Scheme (dated the 19th of July, 1901) of the Charity Com-
 missioners, by which the Witney Grammar and Technical School is regulated,
 one Governor is nominated by the Hebdomadal Council of Oxford University.
 No powers or rights are reserved to Oriel College.

16^o & 17^o CAR. II. CHAPTER I.

AN ACT for granting a Royall Ayd unto the Kings
Majestie of Twenty fower hundred threescore and
seaventeene thousand and five hundred Pounds
to be raised leavyed and paid in the space of
Three Yeares.¹

A. D.
1664-5.

PROVIDED That noe thing contained in this Act shall be
extended to charge any Colledge or Hall in either of the
Universities or the Colledges of Windsor Eaton Winton or
Westminster or any Hospitalls for or in respect of the
Scites of the said Colledges or Halls or Hospitalls nor any
Master Fellow or Scholler of any such Colledge or Hall
or in any other Free Schooles or any Reader Officer or
Minister of the said Universities Colledges or Schooles
or of any Hospitalls or Almes houses for or in respect of
any stipend wages or proffitt whatsoever arising or
growing due to them in respect of the said severall
Places and Employments in the said Universities Colledges
Schooles Hospitalls or Almeshouses nor to charge any of
the Houses or Lands belonging to Christs Hospitall
Saint Bartholimews Bridewell Saint Thomas and Bethlem
Hospitall in the Citty of London and Burrough of
Southwarke or any of them for or in respect of any Rents
or Revenues payable to the said Hospitalls being to be
received and disbursed for the immediate use and releife
of the poore in the said Hospitalls.

XXI.
Proviso for
Universi-
ties, Col-
leges of
Windsor.
Eaton, &c.
Hospitals,
&c.

and for
Christ's
Hospital,
and other
Hospitals
in London
and South-
warke.

PROVIDED That noe Tennants that hold or enjoy any
Lands or Houses by Lease or any other grant from any of
the said Hospitalls doe claime and enjoy any freedome
exemption or advantage by this Act but that all the
Houses and Lands which they doe hold shall be rated
and assessed for soe much as they are yearly worth over
and above the Rents reserved and payable to the said
Hospitalls.

XXII.
Tenants of
such
Hospitals
to pay.

¹ For note on Subsidy and Land Tax Acts see Appendix IV.

XXXVI. PROVIDED alwayes That noe thing herein contained shall be drawne into example to the prejudice of the Auntient Rights belonging unto the Lords Spirituall and Temporall or Clergy of this Realme or unto either of the Universities or unto any Colledges Schooles Almeshouses Hospittalls or Cinque Ports.

Proviso for
Rights of
Peers,
Clergy,
Universi-
ties, &c.

17^o CAR. II. CHAPTER III.

A. D. 1665. AN ACT for uniting Churches in Cittyes and Townes Corporate.¹

VI. PROVIDED alwayes and bee it enacted That every Minister settled as aforesaid the Incumbent of any Church or Chappell or Churches or Chappells united according to this Act shall be the full and lawfull Incumbent thereof to all intents and purposes soe as such Minister be a Graduate in one of the Universities of this Kingdome.

VI.
Minister
to be a
Graduate
in Univer-
sity.

17^o CAR. II. CHAPTER IV.

AN ACT for continuance of a former Act for regulateing the Presse.²

BEE it enacted by the Kings most Excellent Majestye by and with the advice and Consent of the Lords Spirituall and Temporall and Commons in this present Parlyament assembled That an Act made in the fowerteenth yeare of the Raigne of Our Sovereigne Lord the King that now is entituled An Act for preventing Abuses in printing seditious treasonable and unlicensed Bookes and Pamphlettts and for regulating of Printing and Printing Pressees shall be continued with the Alterations and Additions made in and by this Act and shall remaine in force untill the end of the First Session of the next Parlyament.

14 (13 &
14) C. II.
c. 33. con-
tinued.

¹ This Act was repealed by 1 & 2 Vict. c. 106 s. 15 (*infra*).

² Sections 2 and 3 (the permanent portion of the Act) were superseded by 8 Ann. c. 21. [c. 19., Ruff.] s. 5 (*infra*). The Act was formally repealed by the S. L. R. Act, 1863.

AND bee it further enacted That from and after the Six and twentyeth day of December One thousand six hundred sixty five Every Printer within the Citty of London or in any other place except the Two Universityes shall reserve Three printed Copies of the best and largest Paper of every Booke new printed or reprinted by him with Additions, and shall before any publique vending of the said Booke bring them to the Master of the Company of Stationers and deliver them to him, One whereof shall by the said Master of the said Company of Stationers within Ten dayes after he hath soe received the same be delivered to the Keeper of his Majestyes Library, and the other two within the said ten dayes to be sent to the Vice Chauncellour of the two Universityes respectively for the use of the publique Libraries of the said Universityes

II.
Every Printer, except the Two Universityes, to reserve Three Copies, and deliver them to the Master of the Stationers' Company, one for the King, and one for each of the Universityes.

AND it is further enacted That the Printers in the said Universityes and every of them respectively from and after the said Six and twentyeth day of December shall deliver one such printed Copy as aforesaid of every Booke soe new printed or reprinted in the said Universityes or in either of them to the Keeper of His Majestyes Library as aforesaid as alsoe to the Vice-Chauncellour of either of the said Universityes for the time being, two other such printed Copyes for the use of the publique Libraries of the said Universityes respectively. And if any of the Printers aforesaid or the said Master of the Company of Stationers shall not observe the direction of this Act therein That then he and they soe makeing defaulte in not delivering the said printed Copies as aforesaid shall severally forfeit besides the value of the said printed Copies the summe of Five pounds for every Copy not soe delivered, as alsoe the value of the said printed Copyes not soe delivered, The same to be recovered by His Majestie His Heires and Successors and by the Chauncellour Masters and Schollers of either of the said Universityes respectively by Action of Debt Bill Plaint or Information in any of His Majestyes Courts of Record at Westminster wherein noe Essoyne Protection or Wager of Law shall be allowed

III. •
University Printers to do the like.
Printers or Master of the Company offending; Penalty.

18° & 19° [18., Ruff.] CAR. II. CHAPTER I.

A. D. 1666. AN ACT for raising Moneys by a Poll, and otherwise towards the Maintenance of the present Warr.¹

[The Act imposes a poll tax varying according to the degree of the payer. By Section 12 an archbishop is to pay £50, a bishop £20, a dean £10, an archdeacon £2, a canon or prebendary having a prebend of above £30 a year £2 10s., and 'Every person of the Degree of a Doctor in Divinity, Law or Phisicke' £5.]

Doctors in
Divinity,
Law, and
Physic, £5.

*XIII.
Proviso for
D.D. not
having
Benefice,
and for
Widows of
Ecclesiastical
Persons.

PROVIDED alwayes That noe Doctor of Divinity not haveing any Benefice or Ecclesiasticall preferment shall be charged for his Title or Dignitie of Doctor by vertue of this Act, nor the Widow of any Ecclesiasticall person shall be charged for the third part according to the Title or Dignitie of her late Husband,

22° & 23° CAR. II. CHAPTER, III.

A. D.
1670-1. AN ACT for granting a Subsidy to his Majestie for Supply of his Extraordinary Occasions.²

XLV.
Proviso for
Colleges,
&c. in the
PROVIDED alsoe That nothing in this Act contained shall be extended to charge any Colledge or Hall in either of the Universities or the Colledges of Windsor, Eaton, Winton

¹ The provisions of s. 12 relating to doctors of divinity law and medicine, and the provisions of s. 13 were repeated in the Poll Tax Acts 29 & 30 Car. 2. c. 1. ss. 7, 8, 1 W. & M. [1 W. & M. Sess. 1., Ruff.] c. 13. ss. 7, 8, and 2 W. & M. [2 W. & M. Sess. 1., Ruff.] c. 2. ss. 7, 8.

Section 8 of the last of these Acts adds after 'Doctor of Divinity' in the proviso repeated from s. 13 of this Act the words 'or Doctor of Law haveing Priests Orders'.

² For note on Subsidy and Land Tax Acts see Appendix IV.

or Westminster or any Hospitalls or Almeshouses or any Free Schoole for or in respect of the Scites of the said Colledges or Halls or Hospitalls or Almeshouses or any Free Schoole, Nor any Master Fellow or Scholler of any such Colledge or Hall or in any other Free Schooles, or any Reader, Officer or Minister of the said Universityes, Colledges or Schooles or of any Almesmen of any Hospitalls or Almeshouses for or in respect of any Stipend Wages or Proffitts whatsoever ariseing or growing due to them in respect of the said severall Places and imployments in the said Universityes, Colledges, Halls, Schooles Hospitalls or Almeshouses. Nor to charge any of the Houses or Lands belonging to Christs Hospitall, or the Hospitalls of Saint Bartholomew, Bridewell, Saint Thomas and Bethlehem Hospitall within the City of London and Burrough of Southwarke or any of them, or to any Colledge or Hall in either of the Universityes, or to the Colledges of Eaton Winchester or Westminster, or to any Hospitall Almes-house or Free schoole whatsoever for or in respect of any Rents or Revenues payable to the said Hospitalls, being to be received and disbursed for the immediate use and releife of the Poore in the said Hospitalls.

A. D. 1670-1.
Universities, the Colleges of Windsor, Eton, Winchester and Westminster, and for Hospitals in respect of Scites of Colleges, &c. and for Officers therein, and for Christ's Hospital, and other Hospitals, and Alms-houses.

PROVIDED That noe Tennants of any Lands or Houses by Lease or Grant from any the said Hospitalls Colledges Halls Almeshouses or Free Schooles shall claime or enjoy any freedome or exemption by this Act, but that all the Houses and Lands which they soe hold shall be rated for soe much as they are yearly worth over and above the Rents reserved and payable to the said Hospitalls Colledges Halls Almeshouses or Free Schooles.

XLVI.
Tenants of Hospitals to be rated for what the Lands are worth above Rents reserved.

[Section 60 repeats practically verbatim 16 & 17 Car. 2. c. 1. s. 36 (*supra*).]

25^o CAR. II. CHAPTER I.

An Act for raising the summe of twelve hundred thirty eight thousand seven hundred and fifty

A. D. 1672.

A. D. 1672. pounds for supply of his Majesties extraordinary occasions.¹

[Section 17 repeats verbatim 16 & 17 Car. 2. c. 1. s. 21 (*supra*), and continues as follows.]

. . . Provided that noe tennants that hold or enjoy any Lands or houses by lease or other Grant from any of the said Hospitalls doe claime and enjoy any freedome exemption or advantage by this Act but that all the houses and lands which they soe hold shall be rated and assessed for soe much as they are yearely worth over and above the Rents reserved and payable to the said Hospitalls.

[Section 30 repeats practically verbatim 16 & 17 Car. 2. c. 1. s. 36 (*supra*).]

1st GUL. & MAR. [1 Gul. & Mar. Sess. 1., Ruff.]

* CHAPTER VIII.

A. D. 1688. AN ACT for the Abrogating of the Oathes of Supremacy and Allegiance and Appointing other Oathes.

[This Act (s. 2) abrogates the Oath of Supremacy appointed by 1 Eliz. c. 1 (*supra*), and the Oath of Allegiance appointed by 3 Jac. 1. c. 4, as to which see 7 Jac. 1. c. 6 (*supra*); and enacts that the oaths appointed by this Act shall be taken by the persons who were required to take the abrogated oaths or either of them, prescribing the time and place at which persons above the degree of a baron of parliament shall take the oaths, and directing other persons to take them as prescribed by previous Acts with regard to the abrogated oaths.]

VIII.
Masters
and Fel-
lows of

AND bee it further enacted That if any Person or Persons now being Master Governour Head or Fellow of any Colledge or Hall in either of the two Universities or of any other

¹ For note on Subsidy and Land Tax Acts see Appendix IV.

Colledge or Master of any Hospitall or Schoole or Pro- A. D. 1688.
fessor of Divinity Law Physicke or other Science in either Colleges
of the said Universities or in the City of London shall Professors,
neglect or refuse to take the Oaths by this Act appointed &c.
to be taken in such Manner and before such Persons as by Neglect-
this Act is directed before the First day of August in the ing, &c.
Yeare One thousand six hundred eighty nine Every such
Person and Persons soe neglecting or refuseing shall be and
is and are hereby declared and adjudged to be suspended Suspended;
from the Execution of his or their Office and Employment
and from his or their Mastership Government Fellowship
and Professorship respectively for the space of Six Months
to be accounted from the said First day of August, And and not
if the said Person or Persons (soe haveing neglected or taking
refused) shall not within the said space of Six months Six
the said Oaths in such Court or Place and before such Per- Months,
sons and in such Manner as they ought to have taken the
same before the said First day of August That in every
such Case the said Office and Employment Mastership
Government Fellowship and Professorship of every Person
soe neglecting or refuseing shall be void and is hereby Office void.
adjudged void.

[Section 11 directs the omission from the declaration
prescribed by 14 [13 & 14., Ruff.] Car. 2. c. 4. s. 6
(*supra*) of so much thereof 'as is expressed in these
Words (Viz)

I A B Declare That it is not Lawfull upon any Pre-
tence whatsoever to take Arms against the King
and that I doe abhor that Traiterous Position of
taking Arms by His Authority against His Person
or against those that are Commissioned by Him.]

AND bee it Enacted That the Oathes that are intended XII.
and required to be taken by this Act are the Oathes in
these expresse Words hereafter following.

I A B doe sincerely Promise and Sweare That I will be Forme of
Faithfull and beare true Allegiance to Their Majestyes Oaths,
King William and Queene Mary Soe helpe me God &c.

A. D. 1688.

I A B doe Sweare That I doe from my Heart Abhor Detest and Abjure as Impious and Hereticall that Damnable Doctrine and Position That Princes Excommunicated or Deprived by the Pope or any Authoritie of the See of Rome may be Deposed or Murthered by their Subjects or any other whatsoever

And Declaration.

And I doe Declare That noe Forreigne Prince Person Prelate State or Potentate hath or ought to have any Jurisdiction Power Superiority Preeminence or Authoritie Ecclesiasticall or Spirituall within this Realme

Soe helpe me God &c.¹

1^o GUL. & MAR. [1 Gul. & Mar. Sess. 1., Ruff.]

CHAPTER XXVI.

AN ACT to vest in the two Universities the Presentations of Benefices belonging to Papists

3 Jac. I.
c. 5.

WHEREAS in and by a certaine Clause mentioned in one Act of Parlyament made in the third yeare of the Raigne of King James the First Entituled An Act to prevent and avoid Dangers which may grow by Popish Recusants It is enacted That every person or persons that is or shall be a Popish Recusant Convict durence the time that he shall be or remaine a Recusant shall from and after the end of that present Session of Parlyament be utterly disabled to present to any Benefice with Cure or without Cure Prebend or any other Ecclesiasticall Liveing or to collate or nominate to any Free Schoole Hospitall or Donative whatsoever and from the begining of the said Parlyament shall likewise be disabled to grant any avoidance to any Benefice Prebend or other Ecclesiasticall Liveing Bee it enacted by the King and Queens most excellent Majestyes by and

Persons
refusing
Declara-

¹ These forms of oaths were re-enacted practically verbatim by the Bill of Rights 1 W. & M. Sess. 2. c. 2 (*infra*), the only variations being the omission of '&c.' at the end of each oath, and the substitution in the oath of supremacy of 'this damnable doctrine' for 'that damnable doctrine'.

with the advice and consent of the Lords Spirituall and Temporall and Commons in this present Parliament assembled and by authoritie of the same That every person who shall refuse or neglect to make repeate and subscribe the Declaration mentioned in one Act of this present Parlyament Entituled An Act for the better Secureing the Government by disabling¹ Papists and Reputed Papists² when the same shall be tendred to such person by any two or more Justices of the Peace as in the said Act is enacted or who shall upon notice given as in the said Act is directed refuse or forbear to appeare before them for the makeing repeating and subscribeing thereof and shall thereupon have his Name Sirname and usuall place of abode certified and recorded at the Generall Quarter Sessions to be holden for the Shire Rideing Division or Liberty for which such two Justices shall be Justices of the Peace by the Clerke of the Peace or Towne Clerke as in the said Act is appointed Every such person soe recorded shall be from and after the time of such Record made adjudged taken and esteemed disabled to make such Presentation Collation Nomination Donation or Grant of any avoidance of any Benefice Prebend or Ecclesiasticall Liveing as fully and amply as if such person were a Popish Recusant Convict by the Laws or Statutes of this Realme any Law Statute or Usage to the contrary notwithstanding And that the Chancellor and Schollers of the University of Oxford and the Chancellor and Schollers of the University of Cambridge by what Name or Names soever they or either of them are incorporated shall respectively have the Presentation Nomination Collation and Donation of and to every such Benefice Prebend or Ecclesiasticall Liveing Schoole Hospitall and Donative sett lying and being in the respective Counties Cities and other the Places and Limitts in the said Act

A. D. 1688.
tion of
c. 15. ante,
or, upon
Notice, re-
fusing, &c.
to appear
before
Justices of
Peace to
have their
Names, &c.
certified,
&c. there-
upon dis-
abled to
present,
&c. to any
Benefice
&c.

Univer-
sities in
such Cases
to present,
&c.

¹ *disarming* in original Act, which is correct.

² I W. & M. [I W. & M. Sess. 1., Ruff.] c. 15. The repeal of that Act by 7 & 8 Vict. c. 102. §. 1, virtually repealed this section and the concluding proviso of s. 2. They were formally repealed by the S. L. R. Act, 1867. See however 13 Ann. c. 13 [12 Ann. St. 2. c. 14., Ruff.] (*infra*).

A. D. 1688. of the third of King James mentioned as in and by the said Act is directed and appointed soe often as any of them shall become void according to the Limitations Directions and Provisions in that behalfe limited enacted and provided

II. **Trustees for Popish Recusants Convict, or for Persons disabled by 3 Jac. I. c. 5. also disabled to present.** AND bee it further enacted by the authoritie aforesaid That where any person or persons are or shall be seised or possessed of any Advowson Right of Presentation Collation or Nomination to any such Ecclesiasticall Liveing Free Schoole or Hospitall as aforesaid in Trust for any Papist or Popish Recusant who shall be convicted or disabled according to the true intent and meaning of the said Statute made in the third yeare of the Raigne of the said King James the First or by this present Act Every such person and persons soe seised and possessed in Trust for any Papist or Popish Recusant convict or disabled shall be and are hereby adjudged to be disabled to present nominate or collate to any such Ecclesiasticall Liveing Free Schoole or Hospitall or to grant any Avoidance thereof and their and every of their Presentations Nominations Collations and Grants shall be null and void to all intents and purposes whatsoever And the Chancellors and Schollers of the said respective Universities as aforesaid upon every Avoidance shall have the Presentations Nominations and Collations to such Ecclesiasticall Liveings Free Schooles and Hospitalls in such manner as they should have the same in case such Recusant convict or disabled were seized or possessed thereof And in case any Trustee or Trustees or Mortgagee or Grantee of any Avoidance hereafter present nominate or collate or cause to be presented nominated or collated any person to any such Ecclesiasticall Liveing Free Schoole or Hospitall whereof the Trust shall be for any Recusant convict or disabled without giving notice of the Avoidance in Writing to the Vice-Chancellor for the time being of the University to whome the Presentation Nomination or Collation shall belong according to the true intent of this Act within three months after the Avoidance shall happen such Trustee or Trustees Mortgagees or Grantees shall for-

In such Case Universities to present.

Trustees, &c. of Avoidance, presenting without Notice of Avoidance to Vice-Chancellor of University entitled by this Act to present,

feit and pay the summe of five hundred pounds to the said respective Chancellors and Schollers of either of the said Universities to whome such Presentation Nomination or Collation shall belong according to the true intent of this present Act to be recovered in any of their Majestyes Courts of Record by Action of Debt Bill Plaint or Information wherein noe Essoigne Protection or Wager of Law shall be allowed Provided alwayes That the said Chancellors and Schollers of either of the said Universities shall not present or nominate to any Benefice with Cure Prebend or other Ecclesiasticall Liveing any person as shall then have any other Benefice with Cure of Soules And if any such Presentation shall be had or made of any such person soe beneficed the said Presentation shall be utterly void any thing in this Act to the contrary notwithstanding Provided That if any person soe presented or nominated to any Benefice with Cure shall be absent from the same above the space of sixty dayes in any one year that in such Case the said Benefice shall become void¹ Provided nevertheless That if any such person shall present himselfe before the Justices of the Peace at the Generall Quarter Sessions to be holden for the County Rideing Division or Liberty where his Name was recorded and shall there in open Court make repeate and subscribe the said Declaration and take the severall Oaths contained in one Act of this present Parlyament Entituled An Act for the Abrogating of the Oaths of Supremacy and Allegiance and appointing other Oaths he shall from thenceforth be discharged of and from the said Disability and be enabled to make such Presentation Collation Nomination and Donation and Grant of any Avoidance to any Benefice Prebend or Ecclesiasticall Living Schoole or Hospitall as if this Act had not beene made.

A. D. 1688.
Penalty
£500.

Presentation
by
Universi-
ties of
Person
beneficed,
void.

What
Absence
makes
Living
void.

Disability
purged
by taking
Oaths of
c. 8. ante,
and making
Declaration
of
c. 15. ante.

¹ The first of the three provisos with which this section concludes was repealed by 61 & 62 Vict. c. 48. s. 7 (*infra*), and the second by 32 & 33 Vict. c. 109. s. 1 (*infra*). The ordinary law as to plurality and non-residence applies to presentees of Universities under this Act. As to the last proviso see note 2 to s. 1.

Sess. 2. Cap. 2] *Bill of Rights. Oaths of Allegiance and Supremacy.* [1 W. & M.

1^o GUL. & MAR. Sess. 2. CHAPTER II.

A. D. 1688. AN ACT declaring the Rights and Liberties of the Subject and Settling the Succession of the Crown.¹

[Declaration of rights and liberties by the Lords and Commons, and tender of the Crown to William and Mary Prince and Princess of Orange.]

Limitation of the Crown. . . . And the Lords Spirituall and Temporall and New Oaths of Allegiance, &c. Commons doe pray the said Prince and Princesse to accept the same accordingly. And that the Oathes hereafter mentioned be taken by all Persons of whome the Oathes of Allegiance and Supremacy might be required by Law instead of them And that the said Oathes of Allegiance and Supremacy be abrogated.

Allegiance. I A B doe sincerely promise and sweare That I will be faithfull and beare true Allegiance to their Majestyes King William and Queene Mary Soe helpe me God.

Supremacy. I A B doe sweare That I doe from my Heart Abhorr, Detest and Abjure as Impious and Hereticall this damnable Doctrine and Position That Princes Excommunicated or Deprived by the Pope or any Authority of the See of Rome may be deposed or murdered by their Subjects or any other whatsoever. And I doe declare That noe Forreigne Prince Person Prelate, State or Potentate hath or ought to have any Jurisdiction Power Superiority Pre-eminence or Authoritie Ecclesiasticall or Spirituall within this Realme Soe helpe me God.

King's and . . . All which Their Majestyes are contented and

¹ The oaths of allegiance and supremacy^o prescribed by this Act were repeated in 1 Geo. 1. Sess. 2. c. 13 (*infra*). They were combined with the oath of abjuration into one oath by 21 & 22 Vict. c. 48 (*infra*), and a shorter form was substituted by 30 & 31 Vict. c. 75 (*infra*), which was abrogated so far as concerns the Universities by 31 & 32 Vict. c. 72 (*infra*).

pleased shall be declared enacted and established by the authoritie of this present Parliament and shall stand remaine and be the Law of this Realme for ever And the same are by their said Majesties by and with the advice and consent of the Lords Spirituall and Temporall and Commons in Parlyament assembled and by the authoritie of the same declared enacted and established accordingly

A. D. 1688.
Queen's
Assent.

4^o GUL. & MAR. CHAPTER I.

An Act for granting to Their Majesties an Aid of Foure Shillings in the Pound for One yeare for carrying on a vigorous War against France¹

A. D. 1692.

PROVIDED That nothing conteined in this Act shall extend to charge any Colledge or Hall in either of the Two Universities or the Colledges of Windsor Eaton Winton or Westminster or the Corporacion of the Governours of the Charitye for Reliefe of poore Widdowes and Children of Clergymen or the Colledge of Bromley or any Hospitall for or in respect of the Scites of the said Colledges Halles, or Hospitalles or any Master Fellowe or Schollar of any such Colledge or Hall or any Reader Officer or Minister of the said Universities Colledges or Halles or any Master or Usher of any Scoole for or in respecte of any Stipend Wages or Profittes whatsoever arising or groweing due to them in respect of the said severall Places and Employmentes in the said Universities Colledges or Schooles or to charge any of the Houses or Landes belonging to Christes Hospitall Saint Bartholomewes Bridewell Saint

XXII.
Proviso for
Colleges,
&c. in the
Universi-
ties, the
Colleges of
Windsor,
Eaton,
Winches-
ter and
Westmin-
ster, and
for
Hospitals,
in respect
of Scites of
Colleges,
&c.

and for
Christ's

¹ Under this Act a determined effort was made to secure an adequate valuation of the property to be taxed, which had previously been assessed at much below what it was really worth. The result was a valuation which a few years later was adopted as the permanent basis for assessment of land tax; and this Act is generally spoken of as the first Land Tax Act. See further as to Subsidy and Land Tax Acts, Appendix IV.

A. D. 1692. Thomas and Bethelam Hospitall in the City of London and Borough of Southwarke or any of them or the said Corporation of the Governours of the Charity for Reliefe of Poore Widdowes and Children of Clergymen or the Colledge of Bromley. nor to extend to charge any other Hospitall or Almeshouses for or in respecte only of any Rentes or Revenues payable to the said Hospitalles or Almeshouses being to be received and disbursed for the imediate Use and Releife of the Poor in the said Hospitalles or Almeshouses only:.

XXIII. Tenants of Hospitals rated for what the Lands are worth above Rents reserved. PROVIDED That noe Tennant of any Landes or Houses by Lease or Grant from the said Corporacion or any of the said Hospitalles or Almeshouses doe claime and enjoye any Freedome or Exempcion by this Act but that all the Houses and Landes which they soe hold shall be rated and assessed for soe much as they are yearely worth over and above the Rentes reserved and payable to the said Corporacion or to the said Hospitalles or Almeshouses to be received and disbursed for the imediate Support and Relief of the Poore in the said Hospitalles and Almeshouses:.

5^o GUL. & MAR. CHAPTER I.

A. D. 1693 AN ACT for granting to Their Majesties an Aid of Foure Shillinges in the Pound for One yeare for carrying on a vigorous War against France¹

[Sections 19 and 20 give exemption from the tax in substantially the same terms as 4 W. & M. c. 1. ss. 22, 23 (*supra*).]

LXXIX. Officers of Universities not appearing before the PROVIDED always and be it further enacted by the authority aforesaid That every Master and Fellow of every Colledge and Hall (who are now resident in this Kingdom) and every Reader and Officer and Minister of either of the

¹ For note on Subsidy and Land Tax Acts see Appendix IV.

Universities shall voluntarily appear before the said Com-
missioners or any Three or more of them before the time
limited for returning the Assessments to bee made by
virtue of this Act bee expired and take the Oaths required
and mencioned to bee taken by an Act made in the first
yeare of their Majesties Reigne entituled An Act for the
abrogating the Oaths of Supremacy and Allegiance and
appointing other Oaths which Oaths the said Commis-
sioners are hereby impowered and required to administer and
make an entry and memorandum thereof in some book to
bee kept for that purpose and upon neglect or not appeare-
ing and takeing the said Oaths as aforesaid Eight shil-
linges in the pound of the profittes which he or they may
have received had hee or they taken the said oaths for or
by reason of all and every stipend wages salary or profittes
whatsoever arising or growing due in respect of the said
several places or employmentes in the said Universities
Colleges or Halls shall be actually paid to their Majesties
for the use of the Warr to be levied collected and received
in such manner as the rest of the money given by this Act.

A. D. 1693.
Com-
missioners to
take the
Oaths of
1 W. & M.
Sess. 1. c. 8.

to pay 8s.
in the
10. said of
their
Profits.

to be
levied as
other
Monies by
this Act.

PROVIDED always that nothing herein contained shall
extend or be construed to extend to confirme any of the
said persons who have or shall neglect or refuse to take the
said oaths in such manner as is herein before appointed
in their respective places and employmentes.

LXXX.
Nothing
herein to
confirm
Persons
not taking
the said
Oaths.

PROVIDED always that nothing contained in this Act
shall be construed or taken to discharge any Tenant of any
of the Houses or Landes belonging to the said Colledges
Halles Hospitales Almshouses or Schools or any of them
who by their leases or other contractes are and do stand
obliged to pay and discharge all Rates Taxes and Imposi-
tions whatsoever but that they and every of them shall be
rated and pay all such Rates Taxes and Impositions any
thing in this Act contained to the contrary notwith-
standing.

LXXXI.
Tenants of
Lands of
Colleges
paying
Taxes, &c.
not dis-
charged
from pay-
ing the
same.

5° & 6° GUL. & MAR. CHAPTER XXI.

A. D. 1694. AN ACT for granting to theire Majesties severall Dutyes upon Velum Parchment and Paper for Four Yeares towards carryyng on the warr against France :.¹

[The Act granted for four years from the 28th of June, 1694, stamp duties including the following.]

Degrees in
the Uni-
versities,
&c.

For every Skinn or Peice of Velum or Parchment or Sheete or Piece of Paper upon which any register entry testimoniall or certificate of any degree² taken in either of the two Universities or Four Inns of Court shall be ingrossed or written the summe of Forty shillings :-

Admissions
into Com-
panies, &c.

For every Skinn or Peice of Velum or Parchment and for every Sheete or Peice of Paper upon which any Admission into any Corporacion or Company or any Matriculacion in either of the Two Universities, or any Admission into any of the Inns of Court or Inns of Chancery shall be ingrossed or written the summe of One shilling :-

6° & 7° GUL. & MAR. CHAPTER III.

AN ACT for granting to his Majestie an Aide of Four shillings in the Pound for One Yeare and

¹ The duties imposed by this Act were continued by 8 & 9 Will. 3. c. 20. s. 12 to the 1st of August, 1706, by 1 Ann. c. 7. [1 Ann. St. 1. c. 13., Ruff.] s. 16 to the 1st of August, 1710, by 6 Ann. c. 2. [5 Ann. c. 19., Ruff.] s. 4 for ninety-six years from the 31st of July, 1710, and by 6 Ann. c. 39. [c. 5., Ruff.] s. 4 for one year further ; and were made perpetual by 1 Geo. 1. Sess. 2. c. 12. s. 7. The duties were repealed and others substituted by 44 Geo. 3. c. 98 (*infra*).

² See as to the exemption of the degree of Bachelor of Arts 6 & 7 W. & M. c. 12. s. 2 (*infra*), and for additional duties see 9 [9 & 10., Ruff.] Will. 3. c. 25 (*infra*), 23 Geo. 3. c. 58 (*infra*), and 37 Geo. 3. c. 90 (*infra*).

for applying the yearely summe of Three hundred thousand Pounds for Five yeares out of the Dutyes of Tunnage and Poundage and other summes of money payable upon Merchandizes exported and imported for carrying on the Warr against France with vigour :.¹

[Section 19 is substantially the same as 4 W. & M. c. 1. s. 22 (*supra*), except that the words 'or the Charity settled by Tobias Rustat lately deceased upon the Master Fellowes and Schollars of Jesus Colledge in Cambridge in trust for six poore Clergymens Widowes' are added after the word 'Bromley' in both places where that word occurs.

Sections 20 and 68 are substantially the same as 4 W. & M. c. 1. s. 23 (*supra*) and 5 W. & M. c. 1. s. 81 (*supra*) respectively.]

6th & 7th GUL. & MAR. CHAPTER VI.

AN ACT for granting to his Majesty certaine rates and duties upon Marriages Births and Buriales and upon Batchelors and Widowers for the terme of Five yeares for carrying on the Warr against France with Vigour.²

[The Act imposes for five years the following among other duties.]

For and upon the burial of every person the summ of	Duty on
Four shillings	Burials of
	all Per-
	sons; and
	further, on
	the Burial

And for and upon the burial of every Person of the	of a Doc-
degree of a Doctor of Divinity Law or Physick the summ of	tor of
Five poundes over and above the said Four shillings	Divinity,
	&c.

¹ For note on Subsidy and Land Tax Acts see Appendix IV.

² This Act was continued by 8 & 9 Will. 3. c. 20. s. 14 till the first of August, 1706, when it expired.

A. D. 1694. And for and upon the burial of the wife or widdow of every such Doctor of Divinity Law or Physick the summ of Twenty shillings over and above the said Foure shillings .

of Sons and Daughters of Arch-bishops, &c. And for and upon the burial of every son or daughter of an Arch-Bishopp Bishopp Deane Arch Deacon Canon Prebendary Doctor of Divinity Law or Physick the summ of Twenty shillings over and above the said Foure shillings

III.

Duty on Births of all Persons, (Exception), and further on the Birth For and upon the birth of every person and child (except the child or children of such as receive Alms) the summ of Two shillings

of Children of Arch-bishops, &c.; And for and upon the birth of every son or daughter of an Arch-Bishopp Bishopp Deane Arch-Deacon Canon Prebendary Doctor of Divinity Law or Physick the summ of Twenty shillings over and above the said Two shillings

V.

Duty on Marriages of all Persons, (Exception), and further on the Marriage For and upon the respective marriage of every person (except such as receive Alms) the summ of Two shillings and six pence

of a Doctor of Divinity, Law, or Physick ; And for and upon the marriage of every person of the degree of a Doctor of Divinity Law or Physick the summ of Five poundes over and above the said Two shillings and six pence

of Sons of Arch-bishops, &c.; And for and upon the marriage of every son of an Arch-Bishopp Bishopp Deane Arch-Deacon Canon Prebendary Doctor of Divinity Law or Physick the summ of Twenty shillings over and above the said Two shillings and six pence

[Sections 7 and 8 impose duties of one shilling yearly on every person being a bachelor above the age of twenty-five years or a childless widower (except such as receive alms) during the five years. Section 9 enacts that

certain of such persons shall pay further duties over A. D. 1694.
and above the one shilling; *inter alios,*]

IX.

Every person of the degree of a Doctor of Divinity Doctor of
Law or Physick the yearly summ of One pound and five Divinity,
shillings Law, and
Physic;

Every son of an Arch-Bishopp Bishopp Dean Arch- a Son of
Deacon Canon Prebendary Doctor of Divinity Law or an Arch-
Physick the yearly summ of Five shillings bishop, &c.

And whereas the Fellows Studentes Scholars and Ex- XLVIII.
hibitioners of the Foundations or Endowmentes of any Proviso for
College or Hall in the Two Universities are by the Statutes Fellow-
in their respective Colleges and Halls to bee displaced from &c. in the
their Places and maintenance therein if they shall marry Universities
bee it enacted by the authority aforesaid That the rates
and taxes by this Act imposed or to bee imposed on
Batchelors shall not extend to such Fellows Studentes or
Scholars of Houses or Scholars having Exhibitions in any
such Colleges or Halls any thing herein contained to the
contrary notwithstanding.

6^o & 7^o GUL. & MAR. CHAPTER XII.

AN ACT for explaineing and regulateing several
Doubtes Duties and Penalties in the late Act
for granting several Duties upon Velum Parch-
ment and Paper and for ascertaineing the Ad-
measurement of the Tunnage of Ships

WHEREAS several doubtēs and difficulties are arisen Rectal
upon the interpretation of several Clauses in an that Doubts
Act of Parliament made in the Fifth and Sixth yeares of the had arisen
reigne of the^{re} Majesties King William and Queen Mary
intituled An Act for granting to their Majesties several 5 & 6 W.
& M. c. 21.

A. D. 1694. duties upon Velum Parchment and Paper for Four yeares towards carrying on the Warr against France. For explaining and remedying the said doubttes and difficulties Bee it enacted . . .

II. Also Degree in the University. AND bee it further enacted and declared by the authority aforesaid That the clause in the said Act whereby the duty of Forty shillings is laid upon the register or entry of any degree in any of the two Universities shall not extend to charge with the said duty of Forty shillings the register or entry of any Batchelor of Artes who is hereby exempted from the payment thereof.

6^o & 7^o GUL. & MAR. CHAPTER XVI.

AN ACT to prevent Exactions of the Occupiers of Lockes and Weares upon the River of Thames westward and for ascertaining the Rates of Water-carriage upon the said River.

[The Act appoints the Justices of the Peace for the time being of Wilts Gloucestershire Oxfordshire Berks and Bucks within their respective Counties Commissioners for fixing rates for locks, &c. and rates for carriage of goods by water, and to make rules for the navigation on the Thames and Isis.]

VI. Jurisdiction to Commissioners between Bercott and Oxford. Proviso for Powers given to Commissioners under 21 Jac. I. c. 32. PROVIDED alsoe That nothing herein contained shall bee construed to give any manner of jurisdiction to any of the said Commissioners to putt in execution any of the powers or authorities hereby granted or directed between the said village of Bercott and the city of Oxford nor to repeale or impeach the powers or authorities granted to the Commissioners in and by an Act made in the One and twentieth yeare of the reigne of King James the First intituled An Act for making the River of Thames navigable for barges boates and lighters from the village of Bercott in the County of Oxford unto the University and City of

Oxford but that the said Commissioners or the more part of them by virtue thereof and of this Act shall have power and authority from time to time with such consent as in the said first recited Act is required to ordaine and make orders and constitutions for the good and orderly usage of the passage by water on the River of Thames betwixt the City of Oxford and the village of Bercott and for all lockes weares or turnpikes thereof made or to bee made and maintained att the charge of the University and City of Oxford or otherwise and for the reparation and amendmentes thereof And for all boates boatmen passengers wharfs carriages and rates for carriages by or through the said passage And to sett lay doe and execute all things concerning the same as in the said first recited Act are ordained and directed subject nevertheless to such an appeal as is therein mentioned And alsoe that upon the death or removal of any of the present Commissioners for executing the said recited Act the surviving Commissioners for the University and City of Oxford respectively may att any time hereafter by virtue hereof nominate and elect any person they think fitt to bee a Commissioner and with them to execute all and every the powers in the said recited Act according to the true intent and meaning thereof and of this present Act.

Subject to
Appeal.
Proviso for
Death or
Removal of
Commis-
sioners.

PROVIDED always That this Act shall continue and bee in force for the terme of Nine yeares and from thence to the end of the next session of Parliament and noe longer.¹

IX.
Continu-
ance of
Act.

7^o & 8^o GUL. III. CHAPTER V.

AN ACT for granting to His Majesty an Aid of Four Shillings in the Pound for carrying on the War against France

A. D.
1695-6.

[Section 19 is substantially the same as 4 W. & M. c. 1.

¹ This Act expired at the end of the term fixed by s. 9. It was temporarily revived, except the proviso as to 21 Jac. 1. c. 32, by 3 Geo. 2. c. 11. s. 18 (*infra*), but apparently again allowed to expire; it was expressly repealed by 24 Geo. 2. c. 8. s. 26 (*infra*).

A. D.
1695-6.

s. 22 (*supra*), except that the words 'or the Charity settled by Tobias Rustat lately deceased upon the Master Fellows and Scholars of Jesus College in Cambridge in Trust for Six Poor Clergymens Widows and for the Maintenance of Eight Poor Scholars in the said College Sons of Clergymen deceased' are added after the word Bromley in both cases where that word occurs, the description of Rustat's Charity being somewhat fuller than that in 6 & 7 W. & M. c. 3. s. 19 (*supra*). Sections 20 and 65 are substantially the same as 4 W. & M. c. 1. s. 23 (*supra*), and 5 W. & M. c. 1. s. 81 (*supra*).¹

7^o & 8^o GUL. III. CHAPTER XXXVII.

AN ACT for the Encouragement of Charitable Gifts and Dispositions.²

WHEREAS it would be a great hinderance to Learning and other good and charitable Workes if persons well inclined may not be permitted to found Colleges or Schools for Encouragement of Learning or to augment the Revenues of Colleges or Schools already founded by granting Landes Tenementes Rentcs or other Hereditamentes to such Colleges or Schools or to grant Landes or other Hereditamentes to other Bodies Politick or Incorporated now in being or hereafter to be incorporated for other good and publick Uses Be it therefore enacted by the Kinges most Excellent Majesty by and with the Advice and Consent of the Lordes Spiritual and Temporal and Commons in this present Parliament assembled and by the

¹ Rustat's Charity was again exempted by name in 8 & 9 [8., Ruff.] Will. 3. c. 6. s. 38, but not in subsequent Land Tax Acts. By 9 [9 & 10., Ruff.] Will. 3. c. 10. s. 21, exemptions were given to Aske's Hospital in Hoxton and Jepson's Charity in Ripon. These exemptions were repeated in 10 [10 & 11., Ruff.] Will. 3. c. 9. s. 21 and 11 [11 & 12., Ruff.] Will. 3. c. 2. s. 83, but omitted in later Acts. For note on Subsidy and Land Tax Acts see Appendix IV.

² This Act was repealed by 51 & 52 Vict. c. 42. s. 13 (1) Sched. (*infra*).

Authority of the same That it shall and may be lawfull to and for the King our most gracious Sovereigne Lord and for His Heires and Successors when and as often and in such cases as His Majesty His Heires or Successors shall think fitt to grant to any Person or Persons Bodies Politick or Corporate their Heires and Successors Licence to aliene in Mortmaine and also to purchase acquire take and hold in Mortmaine in Perpetuity or otherwise any Landes Tenementes Rentes or Hereditamentes whatsoever of whomsoever the same shall be holden.

A. D.
1695-6.

The King
may grant
Licences to
alien, and
hold in
Mortmain.

AND it is hereby declared That Landes Tenementes Rentes or Hereditamentes so aliened or acquired and licensed shall not be subject to any Forfeiture for or by reason of such Alienation or Acquisition.

II.
Lands so
aliened or
acquired
not for
feited

9^o [9 & 10., Ruff.] GUL. III. CHAPTER XXV.

AN ACT for granting to His Majesty His Heires and Successors further Duties upon Stamp Vellum Parchment and Paper.¹

A. D.
1697-8.

[Section 1 grants additional duties from the 1st of August, 1698, on certain instruments, including the following.]

For every Skin or Piece of Velum or Parchment and for every Sheet or Piece of Paper upon which any Admission into any Corporation or Company or any Matriculation in either of the Two Universities or any Admission into any of the Inns of Court or Inns of Chancery shall be ingrossed or written the Sum of One Shilling.²

Admission,
&c.

[Section 9 requires documents which are subject to duty

¹ The duties imposed by this Act were repealed by 44 Geo. 3. c. 98 (*infra*), and the Act itself was formally repealed by 33 & 34 Vict. c. 99.

² A duty of one shilling was previously payable under 5 & 6 W. & M. c. 21 (*supra*). Additional duties were imposed by 23 Geo. 3. c. 58 (*infra*) and 37 Geo. 3. c. 90 (*infra*).

A. D.
1697-8.

both under this Act and under 5 & 6 W. & M. c. 21 (*supra*) and 8 & 9 Will. 3. c. 20. s. 12 to be stamped with two stamps, one for each duty.]

except
such as are
liable only
to single
Duty.

Except such Skins Sheets or Pieces of Velum Parchment and Paper which do still remain liable onely to the single Dutyes on the said former Acts during the Terms thereby granted and are to have only a single Mark or Stamp according to the Directions of the said former Acts namely.

Certificate
of Degree
in the Uni-
versities;

except
Bachelor of
Arts.

Every Skin or Piece of Velum or Parchment or Sheet or Peice of Paper upon which any Register Entry Testimonial or Certificate of any Degree taken in either of the Two Universities or Four Inns of Court shall be ingrossed or written (the Register or Entry of the Degree of any Batchelor of Arts being always excepted) for which Skins Pieces or Sheets respectively a Duty of Fourty Shillings is payable by the said former Acts only during the Continuance thereof.¹

All which Matters and Things so liable only to the said single Duties until the said First Day of August One thousand seven hundred and six shall be marked and stamped only with a single Mark or Stamp according to the said former Acts. Any thing herein contained to the contrary notwithstanding.

11^o [11 & 12., Ruff.] GUL. III. CHAPTER XV.

A. D.
1698-9.

AN ACT for the ascertaining the Measures for retailing Ale and Beer.²

[The Act requires innkeepers and other retailers of ale and beer to sell them in vessels stamped as containing an ale quart or ale pint.]

¹ A duty of £2 was previously payable under 5 & 6 W. & M. c. 21 (*supra*). An additional duty was imposed by 37 Geo. 3. c. 90 (*infra*).

² This Act was repealed by 5 Geo. 4. c. 74. s. 23.

PROVIDED and it is hereby declared and enacted That nothing in this Act contained shall extend or be construed to extend to any the Colledges or Halls in either of the Universities of this Kingdom Any thing in this Act contained to the contrary in any wise notwithstanding

A. D.
1698-9.
X.
Proviso for
Colleges,
&c. in the
Two Uni-

12^o & 13^o GUL. III. CHAPTER XI.

AN ACT for granting to His Majesty several Duties upon Low Wines or Spirits of the First Extrac- tion and continuing several additional Duties upon Coffee Tea Chocolate Spices and Pictures and certain Impositions upon Hawkers Pedlars and Petty Chapmen and the Duty of Fifteen per Centum upon Muslins and for improving the Duties upon Japanned and Laquered Goods and for continuing the Coinage Duty for the several Terms and Purposes therein mentioned

A. D.
1700-1.

AND whereas by an Act made in the Eleventh Year of His Majesties Reign entituled An Act for ascertaining the Measures for retailing Ale and Beer it is enacted that every Mayor or Chief Officer of each City Town Corporate Borough or Market Town from and after the Twenty fourth Day of June One thousand seven hundred shall from time to time cause or procure all Ale Quarts and Ale Pints brought to him or them respectively to be measured compared sized and equalled with the Standard and then signed stampt and markt as in the said Act is mentioned and described Be it enacted and declared That nothing in the said recited Act contained shall extend or be construed or taken to extend to deprive the Two Universities of this Kingdom or either of them of their Right Priviledge and Usage of sizing equalling signing stamping and marking of Measures for Ale and Beer within their respective Limits and Jurisdictions but that they and each

XV.
Recital of
Stat. 11
W. III.
c. 15. § 5.

The said
Act not to
extend to
the Privi-
leges of the
Two Uni-
versities to
stamp Ale
and Beer
Measures.

A. D. 1700-1. of them respectively shall and may have and enjoy their said Right Priviledge and Usage Any thing in the said recited Act to the contrary thereof in any wise notwithstanding¹

13^o & 14^o [13., Ruff.] GUL. III. CHAPTER VI.

A. D. 1701. AN ACT for the further Security of His Majesties Person and the Succession of the Crown in the Protestant Line and for extinguishing the Hopes of the pretended Prince of Wales and all other Pretenders and their open and secret Abettors.²

[This Act recites the Bill of Rights and Act of Settlement and that the Pretender had been proclaimed in France King of England Scotland and Ireland, and enacts that all persons in the service of the Crown or of Prince George or Princess Ann of Denmark, and, *inter alios*, 'all Ecclesiastical Persons all Members of Colledges and Halls in either University that are or shall be of the Foundation (being of the Age of Eighteen Years) and all Persons teaching Pupils in either University or elsewhere' shall take and subscribe the oath set out in section 1, as follows:]

Form of Oath.

I A:B do truly and sincerely acknowledge profess testify and declare in my Conscience before God and the World That our Sovereign Lord King William is lawfull and rightful King of this Realm and of all other His Majesties Dominions and Countries thereunto belonging And I do

¹ The Act referred to 11 [11 & 12., Ruff.] Will. 3. c. 15 (*supra*) was repealed by 5 Geo. 4. c. 74. s. 23 and this clause thereby ceased to have effect.

² For successive alterations in the Oath of Abjuration consequent upon the failure of the earlier limitations of the Crown and upon the death of the elder pretender see (*infra*) 1 Ann. c. 16 [1 Ann. St. 1. c. 22., Ruff.], 4 & 5 Ann. c. 20 [4 Ann. c. 8., Ruff.], 6 Ann. c. 41 [c. 7., Ruff.], 1 Geo. 1. Sess. 2. c. 13, and 6 Geo. 3. c. 53. It was combined with the Oaths of Allegiance and Supremacy into one oath by 21 & 22 Vict. c. 48 (*infra*), and a shorter form was substituted by 30 & 31 Vict. c. 75 (*infra*), which was abrogated so far as concerns the Universities by 31 & 32 Vict. c. 72 (*infra*).

solemnly and sincerely declare That I do believe in my ^{A. D.} Conscience that the Person pretended to be the Prince of Wales during the Life of the late King James and since his Decease pretending to be and taking upon himself the Stile and Title of King of England by the Name of James the Third hath not any Right or Title whatsoever to the Crown of this Realm or any other the Dominions thereto belonging And I do renounce refuse and abjure any Allegiance or Obedience to him And I do swear that I will bear Faith and true Allegiance to His Majesty King William and Him will defend to the utmost of my Power against all Traiterous Conspiracies and Attempts whatsoever which shall be made against His Person Crown or Dignity And I will do my best endeavour to disclose and make known to His Majesty and His Successors all Treasons and Traiterous Conspiracies which I shall know to be against Him or any of them And I do faithfully promise to the utmost of my Power to support maintain and defend the Limitation and Succession of the Crown against him the said James and all other Persons whatsoever as the same is and stands limited (by an Act intituled An Act declaring the Rights and Liberties of the Subject and settling the Succession of the Crown) to His Majesty during His Majesties Life and after His Majesties Decease to the Princess Ann of Denmark and the Heirs of Her Body being Protestants and for default of such Issue to the Heirs of the Body of His Majesty being Protestants And as the same by one other Act intituled An Act for the further Limitation of the Crown and better securing the Rights and Liberties of the Subject is and stands limited after the Decease of His Majesty and the Princess Ann of Denmark and for default of Issue of the said Princess and of His Majesty respectively to the Princess Sophia Electoress and Dutchess Dowager of Hanover and the Heirs of Her Body being Protestants And all these Things I do plainly and sincerely acknowledge and swear according to these express Words by me spoken and according to the plain and common Sense and Under-

A. D. 1701. standing of the same Words without any Equivocation mental Evasion or secret Reservation whatsoever And I do make this Recognition Acknowledgment Abjuration Renunciation and Promise heartily willingly and truly upon the true Faith of a Christian So help me God

[Those who live in or within thirty miles of London or Westminster are to take the oath in Easter or Trinity Term, 1702, in the Court of Chancery, King's Bench, Common Pleas, or Exchequer, and all who have not so taken the oath are to do so on or before the 1st of August, 1702, at the Quarter Sessions for the County, Riding, Liberty, City, Borough, Town Corporate or Place where they reside on the 20th of May, 1702.

Ecclesiastical Persons within Places herein mentioned, within Three Months after Admittance to Preferment or Office to take and subscribe the said Oath.

Section 2 directs that *inter alios*] 'all Ecclesiastical Persons all Members of Colledges and Halls in either University that are or shall be of the Foundation being of or as soon as they shall attain the Age of Eighteen Years and all Persons teaching Pupils in either University or elsewhere . . . who shall at any Time after the First Day of Easter Term aforesaid be admitted into or enter upon any of the beforementioned Preferments Benefices Offices or Places or shall come into any such Capacity or shall take upon him or them any such Practise Employment or Business as aforesaid shall within Three Months after he or they shall be admitted into or enter upon any such Preferment Benefice Office or Place or come into such Capacity or take upon him or them such Practise Employment or Business as aforesaid take and subscribe the said Oath in one of the said Courts at Westminster or at the General Quarter Sessions of the County City or Place where he or they shall reside

[By Section 4 those who neglect or refuse to take the oath are incapacitated from holding the Office Place or Employment in question, which is to become void ; and by Section 5 all who neglect or refuse to take the oath and yet execute such offices or employments are upon conviction thereof disabled from bringing actions

- or suits, from being guardians, executors, or administrators, from receiving legacies or gifts by deed, or holding any offices, and are also made liable to a penalty of £500.] A.D. 1701.

1^o ANNÆ, CHAPTER VI. [1 Ann. St. 1. Cap. XII., Ruff.]

AN ACT for granting an Aid to Her Majesty by A. D. 1702.
diverse Subsidies and a Land Tax.¹

PROVIDED That nothing in this Act contained shall extend to charge any Colledge or Hall in either of the Two Universities or the Colledge of Windsor Eaton Winton or Westminster or the Corporation of the Governors of the Charity for the Relief of the poor Widows and Children of Clergymen or the Colledge of Bromley or any Hospital for or in respect of the Sites of the said Colledges Halls or Hospitals or any of the Buildings within the Walls or Limits of the said Colledges Halls or Hospitals or any Master Fellow Scholar or Exhibitioner² of any Colledge or Hall or any Reader Officer or Minister of the said Universities Colledges or Halls or any Masters or Ushers of any Schools for or in respect of any Stipends Wages Profits or Exhibitions whatsoever arising or growing due to them in respect of the said several Places and Employments in the said Universities Colledges or Schools or to charge any of the Houses or Lands which on or before the Five and twentieth Day of March One thousand six hundred ninety three did belong³ to Christs Hospital Saint Bartholomew Bridewell Saint Thomas and Bethlehem Hospital in the City of London and Borough of Southwark or any of them or the said Corporation of the Governors

LXV.
Proviso for the Colledges &c. in the Two Universities, in the Colledges of Windsor, Eton, Winton, and Westminster, and for Hospitals, &c. in respect of Sites of Colledges, &c.

& for Christ's Hospital, &c.

¹ For note on Subsidy and Land Tax Acts see Appendix IV.

² The exemption was first extended to buildings within the walls or limits by 10 [10 & 11., Ruff.] Will. 3. c. 9. s. 21, and to exhibitioners by 11 [11 & 12., Ruff.] Will. 3. c. 2. s. 83.

³ In 1 Ann. St. 2. c. 1. s. 30, and in the corresponding clauses of subsequent Land Tax Acts, after 'belong' the words 'to the Sites of any College or Hall or' were inserted.

A. D. 1702. of the Charity for Relief of the poor Widows and Children of Clergymen or the Colledge of Bromley or shall extend to charge any other Hospital or Almshouses for or in respect only of any Rents or Revenues which on or before the Five and twentieth Day of March One thousand six hundred ninety three were payable to the said Hospitals or Almshouses being to be received and disbursed for the immediate Use and Relief of the Poor in the said Hospitals and Almshouses only

LXVI. Tenants of Hospitals rated for what the Lands are worth above Rents reserved. PROVIDED That no Tenants that hold and enjoy any Lands or Houses by Lease or other Grant from the said Corporation or any of the said Hospitals or Almshouses do claim or enjoy any Freedom Exemption or Advantage by this Act but that all the Houses and Lands which they so hold shall be rated and assessed for so much as they are yearly worth over and above the Rents reserved and payable to the said Corporation or to the said Hospitals or Almshouses to be received and disbursed for the immediate Support and Relief of the Poor in the said Hospitals and Almshouses

LXVII. Certain Tenants of Lands, &c. belonging to Colleges, &c. not discharged. PROVIDED always That nothing contained in this Act shall be construed or taken to discharge any Tenant of any the Houses or Lands belonging to the said Colleges Halls Hospitals Almshouses or Schools or any of them who by their Leases or other Contracts are and do stand obliged to pay and discharge all Rates Taxes and Impositions whatsoever but that they and every of them shall be rated and pay all such Rates Taxes and Impositions Any Thing in this Act contained to the contrary notwithstanding

CVI. Commissioners, upon Appeal, to determine how far Lands, &c. belonging to Hospitals, &c. not excepted, AND in case any Question hath been or shall be made how far any Lands or Tenements belonging to any Hospital or Almshouse not excepted by Name out of this Act ought to be assessed and charged with the Land Tax Be it enacted and declared That the same shall be determined by the said Commissioners or any Three or more of them (Two of the Commissioners who signed or allowed such Assessment being of that Number) upon Appeal before them at the Day or Days by them appointed for the hearing and

determining Appeals whose Determination in such Case shall be final¹

A. D. 1702.
ought to be
assessed.

Appeals
determined
to be final.

1^o ANN.Æ, CHAPTER XVI. [1 Ann. St. 1.
Cap. XXII., Ruff.]

AN ACT to declare the Alterations in the Oath appointed to be taken by the Act intituled An Act for the further Security of His Majesties Person and the Succession of the Crown in the Protestant Line and for extinguishing the Hopes of the pretended Prince of Wales and all other Pretenders and their open and secret Abettors and for declaring the Association to be determined

[The Act makes alterations, to take effect from and after the 20th of April, 1702, in the oath of abjuration prescribed by 13 & 14 [13., Ruff.] Will. 3. c. 6 (*supra*).² The changes are only such as had become necessary by the succession of Queen Anne. Beyond the change of the Sovereign's name and such changes as are consequent upon the difference in sex, and the omission of 'the' before 'Prince of Wales', the only alteration is in the description of the limitations of the Crown, the new oath reading after the words 'An Act

¹ These four clauses were repeated without substantial alteration in the annual Land Tax Acts down to 38 Geo. 3. c. 5 (*infra*). In 1 Ann. St. 2. c. 1, besides the addition noted in n. 3 to s. 65 of this Act, a clause (s. 100) was added affecting hospitals and almshouses, which was repeated (with an extension, in and after 9 Ann. c. 1, to property settled to charitable or pious uses) in subsequent Acts (see 38 Geo. 3. c. 5. s. 29 (*infra*)). Words limiting the exemptions to England, Wales, and Berwick upon Tweed were, in consequence of the union with Scotland, inserted in 6 Ann. c. 35 [c. 1., Ruff.] and thereafter repeated.

² See note to that Act for a history of the Oath of Abjuration.

By 1 Ann. St. 2. c. 21 [c. 17., Ruff.] the time for taking the Oath of Abjuration was enlarged till the 1st of August, 1703, and all who took it by that date were indemnified from all penalties, forfeitures, incapacities, and disabilities incurred by their failure to take it within the time prescribed by this Act and that of 13 & 14 Will. 3.

A. D. 1702.

declaring . . . Succession of the Crown' as follows: 'to Her present Majesty and the Heirs of Her Body being Protestants And as the same by one other Act intituled An Act for the further Limitation of the Crown and better securing the Rights and Liberties of the Subject is and stands limited after the Decease of Her Majesty and for Default of Issue of Her Majesty to the Princess Sophia', &c., as in the previous oath.]

1^o ANNÆ, ST. 2. CHAPTER XI.

AN ACT for making the River Cham alias Grant in the County of Cambridge more navigable from Clay-Hithe-Ferry to the Queens Mill in the University and Town of Cambridge.¹

Reasons
for passing
this Act.

WHEREAS there was heretofore a navigable Passage for Barges Boats Lighters and other Vessels of Burthen from the University and Town of Cambridge along the River Cham alias Grant to the River Owze and so down to the Town and Harbour of Lynn Regis in the County of Norfolk the which hath been of great Use to the Counties thereunto adjacent Improvement of Navigation and most convenient and necessary to and for the said University and Town of Cambridge for the Conveyance thereby of Coals Iron Timber Fuel and other Commodities and Necessaries to the said University and Town and other Places aforesaid whereof there is now a great Deficiency and Want and far greater hereafter like to grow if some timely and seasonable Help therefore be not made and provided And whereas the said River of Cham by Length of Time and for Want of Locks Sluices and other necessary Works upon the said River in convenient and fit Places is much silted and grown up and especially between the University and Town of Cambridge and a certain Plate about Seven

¹ This Act was repealed by 14 & 15 Vict. c. xcii. s. 1 (*infra*).

Miles below the said Town in the said River called Clay-
 hithe alias Clahive Ferry and the said Navigation to the
 said University and Town is in Danger of being wholly lost
 and destroyed

[Section 1 then enacts that 'the Chancellor of the said
 •University for the Time being or his Deputy and the
 Heads of the Colleges of the said University for the
 Time being or in their Absence their Deputies or
 major Part of them' shall choose three persons, the
 Justices of the County in Quarter Sessions 'being no
 ways interested in any of the Lands and Soil lying in
 or near the said River' five persons and the Mayor or
 his deputy and aldermen of the town of Cambridge
 or the major part of them three persons to be Con-
 servators of the river from Clayhithe alias Clayhive
 Ferry to the Queen's Mill in Cambridge. The Con-
 servators are empowered to cleanse the river and make
 'Wears Sasses Locks Pens for Water and Turnpikes',
 and to use the adjoining lands for laying and working
 materials required for the purpose.

Section 2 gives power to the Conservators to agree with
 the owners of lands used as to compensation. In
 default of agreement the compensation is under s. 3
 to be assessed by six Justices of the County not being
 Conservators or parties nor dwelling in the University
 or Town or interested in any of the Land to be valued;
 • or in their default by the Justices of Assize at the next
 assize for the County. The compensation is not to
 exceed twenty-five years purchase and is to be binding
 on infants and others under disability. The agree-
 ment or order is to be registered 'in the Leiger Book
 of the said University' and entered in the Courts of
 Sessions of the County and Town of Cambridge.
 Thereafter on payment of the amount agreed upon or
 awarded, or upon tender of such amount and in case
 of refusal thereof payment of the same to the Clerk of
 the Peace of the County, the Conservators may enter
 and execute their works.

A. D. 1702.

Section 4 after reciting that 'the said University County and Town of Cambridge are the Promoters and Undertakers of meliprating and maintaining the said Passage and Navigation', empowers the Conservators with the consent of 'the Chancellor or his Deputy and Twelve of the Heads of the said University for the Time being or their Deputies or the major Part of them', of the Chairman of such Sessions and twelve Justices of the County or the major part of them not interested, and of the Mayor and Aldermen of Cambridge or the major part of them to make rules for the navigation and fix and execute 'reasonable Pains and Punishments', which under Section 5 may be reduced on appeal by the Justices of Assize.

Section 6 provides for the filling up of vacancies among the Conservators by the several bodies having power to appoint representatives, the number not to be raised above eleven.

Section 7 gives to the Conservators the sole control of the river between the Queen's Mill and Clayhithe Ferry which part of the River is not to be 'under the Survey or Order of any Commissioners of Sewers nor subject to any Commission of Sewers Any Law or Statute to the contrary thereof in any wise notwithstanding'.

Section 8 fixes the tolls to be taken.]

IX.
General
Saving.

SAVING alwayes and reserving unto the Chancellor Masters and Scholars of the said University and their Successors and also unto the Mayor Bayliffs and Burgesses of the said Town of Cambridge and their Successors and all and every Person or Persons all and singular Customs Tolls Duties Privileges Immunities Dockage Wharfage Right of Fishing within the River Cham aforesaid and all other Rights and Liberties to them and either of them severally appertaining and belonging or which they or either of them may or might lawfully have and enjoy before the making of this Act

[Section 10 empowers the Conservators to appoint Col-

lectors of tolls. The Collectors are to be appointed A. D. 1702
with the Consent and may be removed by the Chan-
cellor or his Deputy and Heads or their Deputies or
the major Part of them of the said University the
Justices of the County in Quarter Sessions not
interested or the major Part of them and the Mayor
or his Deputy and Aldermen or the major Part of
them.

Sections 11 and 12 authorize the Conservators to borrow
not more than £2,000 on mortgage of the tolls.

Section 13 provides for an audit after the principal and
interest have been paid.

Section 14 requires the treasurers collectors and receivers
to render accounts to the Conservators.

Section 15 authorizes and requires the Chancellor of the
University or his deputy; the Chairman of the preced-
ing Quarter Sessions for the County, and the Mayor of
Cambridge or his Deputy or any of them to administer
to the receivers and collectors an oath for the due
performance of their duties.

Section 16 provides for the payment of the collectors.

Section 17 gives the collectors power to enter boats to
see and inform themselves of their contents and to
demand tolls.

Section 18 authorizes the detention with a justice's war-
rant of boats in default as to tolls and the distraining
of the same and sale of the distress.]

AND to the end that the said River may be cleansed XIX.
and the Navigation thereof made good with as much
Thrift and good Husbandry as may consist with the
effectual and substantial Performance thereof and that
there may be no Misapplication of the Moneys by this
Act to be raised collected and received nor of any Part
thereof be it further enacted by the Authority aforesaid
That once in every Year (viz) upon the First Tuesday
next and immediately after Commencement Tuesday of
the said University the Inspection shall be had of the
Receipts and Disbursements of all such Moneys as shall

Yearly
Inspection
to be had
of Receipts
and Dis-
burse-
ments;

A.D. 1702. or may be collected or received by virtue of this Act to the Day of the Feast of the Annunciation of the blessed Virgin Mary then next before and all Accounts relating to the same shall be then or within Twenty Days after made up and settled before the Auditors for that Purpose or any Four of them in the Vestry of the Church of Saint Mary's the Great in Cambridge aforesaid which Auditors shall be the Chancellor of the said University for the Time being or his Deputy and the Chairman of the then preceding Sessions of the Peace for the said County of Cambridge the Mayor of the said Town of Cambridge for the Time being or his Deputy One of the Heads of Colleges of the University to be from time to time appointed by the Chancellor or his Deputy and the Heads of Colleges in the said University or their Deputies or the major Part of them and One of the Justices of the Peace for the said County to be from time to time appointed by the said Justices of the Peace for the said County at the General Quarter Sessions or the major Part of them and one of the Aldermen of the said Town to be from time to time appointed by the Mayor or his Deputy and the Aldermen of the said Town or the major Part of them at which Time and Times the Conservators to be appointed as aforesaid and also the Treasurer Collector and Collectors Receiver and Receivers of the said Duties are hereby required to attend with all their Accounts of Receipts and Disbursements and all Vouchers for the same which said Auditors or any Four of them for the Time being, upon Consideration and Examination upon Oath of the said Accounts (which Oath the Chancellor or Deputy or Mayor or Deputy are hereby empowered to administer) and on their auditing the same are hereby empowered to allow and pass the said Account and Accounts as they shall think fit or such Part or Parts of the same as they or the major Part of them shall think just of reasonable the which Account or Accounts so audited as aforesaid or such Part or Parts of them as shall be audited and allowed by the Auditors or any Four of them under their Hands shall be fairly

and
Accounts
made up
and settled
before
Auditors.

Who are
to be such
Auditors.

At which
Time the
Conser-
vators,
Treasurer,
and Col-
lectors are
to attend
with Ac-
counts and
Vouchers.

Examina-
tion upon
Oath.

Accounts
when au-
dited and

entred into Three several Books to be kept for that Purpose one whereof shall be kept among the Evidences of the said University another among the Records of the Sessions of the Peace for the said County of Cambridge and the other shall remain in and among the Records of the Sessions of Peace of the said Town of Cambridge the which said Book and Books shall and may be inspected and perused by any Person or Persons requiring the same without any Fee or other Reward to be paid therefore

A. D. 1702.

allowed to be entered in Books to be kept for that Purpose as herein mentioned.

Books may be inspected without Fee.

[Section 20 authorizes the towing of boats up stream by horses and men using the adjoining land for the purpose.

Section 21 makes the owner and master of any boat answerable for damage to any of the Locks and other works of the Conservators or trespass or damage done to the adjoining lands otherwise than authorized by the Act. •

Section 22 allows the general issue to be pleaded.

Section 23 requires the tops of the wears sasses and pens for water to be a foot lower than the top of the adjoining land.]

AND be it further enacted by the Authority aforesaid That it shall and may be lawful to and for the Vice Chancellor of the University of Cambridge or his Deputy at all any every Time and Times hereafter in the Absence of the Chancellor of the said University to do perform and execute all and every such Acts Powers and Things as the said Chancellor is by this Act authorized enabled and empowered to do in case he was present Any thing in this Act to the contrary notwithstanding

XXIV.

Proviso for Vice-Chancellor of the University acting in the Absence of the Chancellor.

¹ AND for preventing any Obstructions or Delays in effecting the Purposes by this Act before appointed be it further enacted by the Authority aforesaid That it shall and may be lawful to and for the said Conservators or the major Part of them at a Meeting to be had for that Purpose to nominate and choose such Person or Persons

XXV.

Major Part of Conservators may appoint

¹ Sections 25 and 26 seem to be duplicate provisions in regard to the same matters as are dealt with by ss. 4 and 10.

A. D. 1702. as they shall think fit to be Collector or Collectors Receiver Collectors, or Receivers and Treasurer of the Moneys to be raised by &c. and the Tolls and Duties aforesaid and also to ordain and make Orders for make Orders and Constitutions for the good and orderly Usage of the said River and Passage and the Banks and Works and for all Boats Boat Men and Carriages passing by upon or through the said River or Passage

XXVI. PROVIDED always That it shall and may be lawful for Power to the said Chancellor or in his Absence the Vice Chancellor the Chancellor and other Persons herein named to vacate Orders so to be made, remove Collectors, &c. and from time to time to repeal vacate or alter the same and also to remove and change such Collector or Collectors Receiver or Receivers and Treasurer or any of them and put other or others in his or their said Office or Offices and Place or Places Any thing herein before contained to the contrary thereof in any wise notwithstanding.

1^o ANNÆ, ST. 2. CHAPTER XVII. [Cap. XV., Ruff.]

AN ACT for granting to Her Majesty several Subsidies for carrying on the War against France and Spain.

[The Act imposes a Tax on stock in trade money due on debts securities, &c., and on incomes derived from pensions, salaries, and exercise of professions.]

LVII. PROVIDED That nothing in this Act contained shall extend to charge any Master Fellow Scholar or Exhibitioner of any Colledge or Hall or any Reader Officer or Minister of either of the Two Universities or of any

Colledge or Hall or any Masters or Ushers of any A. D. 1702.
 Schools for or in respect of any Stipends Wages Profits leges, &c.
 or Exhibitions whatsoever arising or growing due to them in respect
 in respect of their several Places and Employments in the of their
 said Universities Colledges Halls or Schools Stipends,
&c.

4^o & 5^o ANNÆ, CHAPTER XX. [4 Ann.
 Cap. VIII., Ruff.]

AN ACT for the better Security of Her Majesties A. D. 1705.
 Person and Government and of the Succession to
 the Crown of England in the Protestant Line.

[Section 23 provides a new form of oath of abjuration
 to be taken after the Queen's death without issue.
 It follows verbatim the oath in 13 & 14 [13., Ruff.]
 Will. 3. c. 6 (*supra*)¹ except that blanks are left for
 the name of the sovereign and for all words which
 vary according to the sovereign's sex, that 'thereunto'
 is substituted for 'thereto', and 'utmost Endeavour'
 for 'best endeavour' (p. 319, ll. 8, 15), and that for
 the Words 'as the same is and stands limited . . .
 Princess Sophia Electoress' the new form reads 'as
 the same by an Act intituled An Act for the further
 Limitation of the Crown and better securing the
 Rights and Liberties of the Subject is and stands
 limited to the Princess Sophia Electress'. The section
 proceeds as follows.]

And from and after the Death of the said pretended
 Prince of Wales these Words following (viz) [And I do
 solemnly and sincerely declare That I do believe in my
 Conscience that the Person pretended to be Prince of
 Wales during the Life of the late King James and since
 his Decease pretending to be and taking upon himself the
 Stile and Title of King of England by the Name of James
 the Third hath not any Right or Title whatsoever to the
 Crown of this Realm or any other the Dominions thereto

¹ See note to that Act for a history of the Oath of Abjuration.

A. D. 1705. belonging And I do renounce refuse and abjure any Allegiance or Obedience to him] shall be left out and also the Words [against him the said James and all other Persons whatsoever] shall be omitted and instead thereof shall be inserted [against all Persons whatsoever]

6^o ANNÆ, CHAPTER XLI. [Cap. VII., Ruff.]

A. D. 1707. AN ACT for the Security of Her Majesties Person and Government and of the Succession to the Crown of Great Britain in the Protestant Line.

[Section 20 prescribes an Oath of abjuration to be taken after the Queen's death without issue which is verbatim the same as that prescribed by 4 & 5 Ann. c. 20 [4 Ann. c. 8., Ruff.] (*supra*) except that it substitutes 'thereto' for 'thereunto' in the second place where that word occurs, and omits from the following words 'defend the Limitation and Succession of the Crown' the words 'Limitation and'.]

8^o ANNÆ, CHAPTER X. [Cap. IV., Ruff.]

A. D. 1709. AN ACT for continuing Part of the Duties upon Coals Culm and Cynders and granting new Duties upon Houses having Twenty Windows or more to raise the Sum of Fifteen hundred thousand Pounds by Way of a Lottery for the Service of the Year One thousand seven hundred and ten.¹

[Section 5 imposes for thirty-two years from the 29th of September, 1710, a window tax in addition to that granted by 7 & 8 Will. 3. c. 18 and made perpetual by 6 Ann. c. 21 [5 Ann. c. 13., Ruff.].]

¹ The duties imposed by this Act were repealed and new duties imposed by 20 Geo. 2. c. 3 (*infra*).

AND it is hereby also enacted and declared by the Authority aforesaid That every Edifice having Twenty Windows or more in any of the Universities of Great Britain being severally in the Tenure or Occupation of any Person or Persons shall be subject to the same Rates and Duties payable by this Act for the Number of Windows therein as if it were an entire House Any former Law or Statute to the contrary notwithstanding

A. D. 1709.

XI.
Edifices in
the Uni-
versities,
having 20
Windows,
in what
Case
chargeable.

8^o ANNÆ, CHAPTER XIX. [Cap. XVIII., Ruff.]

AN ACT to regulate the Price and Assize of Bread.¹

PROVIDED always That neither this Act nor any Thing therein contained shall extend or be construed to extend to prejudice the ancient Right or Custom of the Two Universities of Oxford and Cambridge or either of them, or their Clerks of the Market or the Practice within the several Jurisdictions there used to set ascertain and appoint the Assize and Weight of all Sorts of Bread to be sold or exposed to Sale within their several Jurisdictions but that they shall and may severally and respectively from time to time as there shall be Occasion set ascertain and appoint within their several and respective Jurisdictions the Assize and Weight of all Sorts of Bread to be sold or exposed to Sale by any Baker or other Person whatsoever within the Limits of their several Jurisdictions and shall and may enquire and punish the Breach thereof as fully and freely in all respects as they used to do as if this Act had never been had or made Any thing herein contained to the contrary thereof notwithstanding

XIV.
Proviso for
the Uni-
versities.

¹ This Act, which was to be in force for three years and to the end of the then next Session of Parliament (s. 35), was continued by 1 Geo. 1. Sess. 2. c. 26. s. 4, 5 Geo. 1. c. 25, 10 Geo. 1. c. 17, 3 Geo. 2. c. 29. s. 1, 12 Geo. 2. c. 13, and 22 Geo. 2. c. 46, by the last of these till the 24th of June, 1757, and to the end of the then next Session of Parliament. By 31 Geo. 2. c. 29. s. 1 (*infra*) it was further continued to the 29th of September, 1758, and repealed from that date.

As to the Assize of Bread at Oxford see 12 Edw. 4 (*supra*).

8° ANNÆ, CHAPTER XXI. [Cap. XIX., Ruff.]

A. D. 1709. AN ACT for the Encouragement of Learning by vesting the Copies of printed Books in the Authors or Purchasors of such Copies during the Times therein mentioned.¹

[This Act gives copyright for twenty-one years from the tenth of April, 1710, in respect of books already printed, or purchased for the purpose of printing or reprinting the same, and for fourteen years from the day of publication in respect of books thereafter printed and published, with a further term of fourteen years for the authors, if living at the end of such fourteen years.]

IV. PROVIDED nevertheless and it is hereby further enacted by the Authority aforesaid That if any Bookseller or Booksellers Printer or Printers shall after the said Five and twentieth Day of March One thousand seven hundred and ten set a Price upon or sell or expose to Sale any Book or Books at such a Price or Rate as shall be conceived by any Person or Persons to be too high and unreasonable it shall and may be lawful for any Person or Persons to make Complaint thereof to the Lord Archbishop of Canterbury for the Time being the Lord Chancellor or Lord Keeper of the Great Seal of Great Britain for the Time being the Lord Bishop of London for the Time being the Lord Chief Justice of the Court of Queens Bench the Lord Chief Justice of the Court of Common Pleas the Lord Chief Baron of the Court of Exchequer for the Time being the Vice Chancellors of the Two Universities for the Time being in that Part of Great Britain called England the Lord President of the Sessions for the Time being the Lord Justice General for the Time

Proviso where Book sold at unreasonable Prices.

Lord Chancellor, &c. in England,

Lord President of

¹ Section 4 was repealed by 12 Geo. 2. c. 36. s. 3; section 5 was repealed by 54 Geo. 3. c. 156. s. 1 (*infra*), and the whole Act was repealed by 5 & 6 Vict. c. 45. s. 1 (*infra*).

being the Lord Chief Baron of the Exchequer for the Time being the Rector of the College of Edinburgh for the Time being in that Part of Great Britain called Scotland who or any One of them shall and have hereby full Power and Authority from time to time to send for summon or call before him or them such Bookseller or Booksellers Printer or Printers and to examine and enquire of the Reason of the Dearness and Inhauncement of the Price or Value of such Book or Books by him or them so sold or exposed to Sale and if upon such Inquiry and Examination it shall be found that the Price of such Book or Books is inhaunced or any wise too high or unreasonable then and in such Case the said Archbishop of Canterbury Lord Chancellor or Lord Keeper Bishop of London Two Chief Justices Chief Baron Vice Chancellors of the Universities in that Part of Great Britain called England and the said Lord President of the Sessions Lord Justice General Lord Chief Baron and Rector of the College of Edinburgh in that Part of Great Britain called Scotland or any One or more of them so enquiring and examining have hereby full Power and Authority to reform and redress the same and to limit and settle the Price of every such printed Book and Books from time to time according to the best of their Judgments and as to them shall seem just and reasonable and in case of Alteration of the Rate or Price from what was set or demanded by such Bookseller or Booksellers Printer or Printers to award and order such Bookseller and Booksellers Printer and Printers to pay all the Costs and Charges that the Person or Persons so complaining shall be put unto by reason of such Complaint and of the causing such Rate or Price to be so limited and settled all which shall be done by the said Archbishop of Canterbury Lord Chancellor or Lord Keeper Bishop of London Two Chief Justices Chief Baron Vice Chancellors of the Two Universities in that Part of Great Britain called England and the said Lord President of the Sessions Lord Justice General Lord Chief Baron and Rector of the College of Edinburgh in that Part of Great Britain called

A. D. 1709.

the Sessions, &c. in Scotland, may summon Book-sellers, &c.

and may redress the same.

Costs.

A. D. 1709. Scotland or any One of them by Writing under their Hands and Seals and thereof publick Notice shall be forthwith given by the said Bookseller or Booksellers Printer or Printers by an Advertisement in the Gazette And if any Bookseller or Booksellers Printer or Printers shall after such Settlement made of the said Rate and Price sell or expose to Sale any Book or Books at a higher or greater Price than what shall have been so limited and settled as aforesaid then and in every such case such Bookseller and Booksellers Printer and Printers shall forfeit the Sum of Five Pounds for every such Book so by him her or them sold or exposed to Sale One Moiety thereof to the Queen's most Excellent Majesty Her Heires and Successors and the other Moiety to any Person or Persons that shall sue for the same to be recovered with Costs of Suit in any of Her Majesties Courts of Record at Westminster by Action of Debt Bill Plaint or Information in which no Wager of Law Essoign Privilege or Protection or more than One Imparance shall be allowed

V. **PROVIDED** always and it is hereby enacted That Nine Copies of each Book or Books upon the best Paper that from and after the said Tenth Day of April One thousand seven hundred and ten shall be printed and published as aforesaid or reprinted and published with Additions shall by the Printer and Printers thereof be delivered to the Ware-house-Keeper of the said Company of Stationers for the Time being at the Hall of the said Company before such Publication made for the Use of the Royal Library the Libraries of the Universities of Oxford and Cambridge the Libraries of the Four Universities in Scotland the Library of Sion College in London and the Library commonly called the Library belonging to the Faculty of Advocates at Edinburgh respectively which said Ware-house Keeper is hereby required within Ten Days after Demand by the Keepers of the respective Libraries or any Person or Persons by them or any of them authorized to demand the said Copy to deliver the same for the Use of the aforesaid Libraries and if any Proprietor Bookseller or

The said Proceed-
ings, both in
England
and Scot-
land, to be
in Writing
under
Hand and
Seal, and
public
Notice
thereof.
Penalty on
Bookseller.

V.
Copies of
Works to
be deli-
vered by
Printer to
the differ-
ent public
Libraries
herein
mentioned.

Printer or the said Warehouse-Keeper of the said Company of Stationers shall not observe the Direction of this Act therein that then he and they so making Default in not delivering the said printed Copies as aforesaid shall forfeit besides the Value of the said printed Copies the Sum of Five Pounds for every Copy not so delivered as also the Value of the said printed Copy not so delivered the same to be recovered by the Queen's Majesty Her Heirs and Successors and by the Chancellor Masters and Scholars of any of the said Universities and by the President and Fellows of Sion College and the said Faculty of Advocates at Edinburgh with their full Costs respectively.

PROVIDED That nothing in this Act contained shall extend or be construed to extend either to prejudice or confirm any Right that the said Universities or any of them or any Person or Persons have or claim to have to the printing or reprinting any Book or Copy already printed or hereafter to be printed.

IX.
Proviso
for Uni-
versities
printings.

9^o ANNÆ, CHAPTER V.

AN ACT for securing the Freedom of Parliaments by the farther qualifying the Members to sit in the House of Commons.¹

[This Act imposes a qualification by estate on members elected to the House of Commons by constituencies in England, Wales, and Berwick upon Tweed.]

PROVIDED always That nothing in this Act contained shall extend or be construed to extend to either of the Universities in that Part of Great Britain called England but that they and each of them may elect and return Members to represent them in Parliament as heretofore they have done Any thing herein contained to the contrary notwithstanding

III.
and for the
Universi-
ties in
England;

¹ This Act was amended by 33 Geo. 2. c. 20 (*infra*) and by 59 Geo. 3. c. 37. It was repealed by 1 & 2 Vict. c. 48. s. 1 (*infra*), and again by 21 & 22 Vict. c. 26, which abolished property qualifications for Members of Parliament.

9^o ANNÆ, CHAPTER XI. [Cap. X., Ruff.]

A. D. 1710. AN ACT for establishing a General Post-Office for all Her Majesties Dominions and for settling a weekly Sum out of the Revenues thereof for the Service of the War and other Her Majesties Occasions.¹

[This Act repeals (s. 2 [s. 1., Ruff.]) 'except as is herein after mentioned'² 12 Car. 2. c. 35 (*supra*), and establishes a General Post Office for the whole of the Queen's Dominions with a monopoly and fixes rates for the carriage of letters.]

XXIII.
Proviso for
the Two
Univer-
sities.

PROVIDED always That this Act or any thing therein contained shall not in any wise be prejudicial to the Privileges of the Two Universities of Oxford and Cambridge or either of them or to the Chancellors or Scholars of the same or their Successors but that they may use and enjoy such Privileges as heretofore they have lawfully used and enjoyed and that all Letters and other Things may be sent or conveyed to or from the said Two Universities in Manner as heretofore hath been used Any thing herein to the contrary notwithstanding

9^o ANNÆ, CHAPTER XVI. [Cap. XXIII., Ruff.]

AN ACT for licensing and regulating Hackney Coaches and Chairs and for charging certain new Duties upon stampd Vellom Parchment and Paper and on Cards and Dice and on the Expor-

¹ This Act was repealed (except as to certain provisions not affecting s. 33) by 7 Will. 4. & 1 Vict. c. 32; and by 7 Will. 4. & 1 Vict. c. 33, s. 2 an exclusive privilege of carrying letters is given to the Postmaster General without any exception in favour of the Universities.

² The exception seems to be that by s. 40 [s. 39., Ruff.] the old rates are to be restored after the 1st of June, 1743.

tation of Rock Salt for Ireland and for securing A. D. 1710.

thereby and by a weekly Payment out of the Post Office and by severall Duties on Hydes and Skinns a yearly Fond of One hundred eighty six thousand six hundred and seventy Pounds for Thirty two Years to be applied to the Satisfaction of such Orders as are therein mentioned to the Contributors of any Summ not exceeding Two Millions to be raised for carrying on the Warr and other Her Majesties Occasions¹

[Section 25 imposes stamp duties for thirty-two years on, *inter alia*, almanacs or calendars for one particular year, and Section 26 on almanacs and calendars made to serve for several years, and on licences to retail wine, or ale, beer, or other exciseable liquors.]

PROVIDED also That nothing in this Act contained shall extend or be construed to extend to prejudice any Right the Two Universities of Oxford and Cambridge or either of them have or claim to have to the licensing any Taverns Inns or Alehouses within their severall Jurisdictions but that the said Universities may from time to time grant Licences for any Taverns Inns and Alehouses within their severall Jurisdictions subject to the severall Duties aforesaid in as ample Manner as they respectively might lawfully have granted, the same if this Act had never bin made Any thing herein before contained to the contrary thereof notwithstanding.²

LIV.
Proviso for
the Uni-
versities;

¹ The duties imposed by ss. 25 and 26 were made perpetual by 3 Geo. 1. c. 9. s. 1. The duty on wine licences was repealed by 30 Geo. 3. c. 38. s. 1 (*infra*), the other duties by 44 Geo. 3. c. 98. s. 1 (*infra*). The Act was repealed by 33 & 34 Vict. c. 99.

² There was no saving for the Universities in 5 & 6 Edw. 6. c. 25, the first Licensing Act for alehouses, such as was contained in 7 Edw. 6. c. 5. s. 8 (*supra*), in regard to licences for taverns for the sale of wine. The saving contained in this Act is repeated in later Acts. See as to the licensing of alehouses in Cambridge, note to 19 & 20 Vict. c. xvii. s. 8 (*infra*). The exclusive right to grant wine licences was expressly confirmed to the Universities by 17 Geo. 2. c. 40. s. 11 (*infra*). But see, as to Oxford, 53 & 54 Vict. c. ccxiii. s. 119 (*infra*).

Cap. 16] *Duties on Almanacs and Wine and Ale Licences.* [9 ANN.

A.D. 1710. PROVIDED That nothing in this Act contained shall
 LVI. extend or be construed to extend¹ to prejudice any Right
 and for the the Two Universities or either of them or the Company
 Univer- of Stationers or any Person or Persons have or claime
 sities, &c. of to have to the printing or reprinting any Almanack or
 in printing Calendar subject to the severall Duties aforesaid²
 Alman- acks;

LVII. PROVIDED alwaies and be it further enacted by the
 and for Calendar Authority aforesaid That nothing in this Act contained shall
 in the be construed to extend to charge any Calendar or perpetuall
 Book of Almanack in any Bible or Common Prayer Book or to charge
 Common Almanack in any other Kalendar or Almanack with more than the Duty
 Prayer, &c. that would be payable by this Act for such other Calendar
 or Almanack in case it were made for Three Years onely.

10^o ANNÆ, CHAPTER XVIII. [Cap. XIX., Ruff.]

A. D. 1713 AN ACT for laying severall Duties upon all Sope
 and Paper made in Great Britain or imported
 into the same and upon chequered and striped
 Linens imported and upon certain Silkes Callicoës,
 Linens and Stuffs printed painted or stained and
 upon severall Kinds of stampt Vellom Parchment
 and Paper and upon certain printed Papers Pam-
 phlets and Advetisements³ for raiseing the Summe
 of Eighteen hundred thousand Pounds by Way of
 a Lottery towards Her Majesties Supply and
 for licesing an additionall Number of Hackney
 Chairs and for charging certain Stocks of Cards
 and Dice and for better securing Her Majesties
 Duties to arise in the Office for the Stamp Duties
 by Licences for Marriages and otherwise and for

¹ In the roll the words 'to extend' are repeated erroneously, but not in the original Act.

² See as to the supposed exclusive privilege of the Universities and Stationers' Company to print almanacs 21 Geo. 3. c. 56 (*infra*).

³ So on roll. *Advertisements* in the original Act.

Releife of Persons who have not claimed their A. D. 1711.
 Lottery Ticketts in due Time or have lost Ex-
 chequer Bills or Lottery Tickets and for borrowing
 Money upon Stock (Part of the Capitall of the
 South Sea Company) for the Use of the Publick.¹

PROVIDED always and be it enacted by the Authority LXVIII.
 aforesaid That for the Encouragement of Learning soe much Books
 Money as shall from time to time be paid for the Duties printed at
 granted by this Act for any Quantities of Paper which Oxford
 during the Continuance of the said Duties shall be used in or Cam-
 the printing any Bookes in the Latin Greek Orientall or bridge, in
 Northern Languages within the Two Universities of Oxford Latin,
 and Cambridge or either of them by Permission of the Greek,
 Vice-Chancellors of the same respectively shall and may be Oriental, or
 drawne back and repaid in Manner following (that is to say) Northern
 the chief Manager of the Presse in each of the said Univer- Languages,
 sities shall and may from time to time make Proofs by to have
 Oath in Writing before the Vice-Chancellor (whoe is hereby a Draw-
 impowered to administer the same) expressing therein the back of the
 Kinds and Quantities of the Paper soe used and how much Duty on
 the Duties thereof payable by this Act doth amount to Paper.
 which said Oath in Writing being certified by the said Vice- Oath in
 Chancellor and produced to the Lord Treasurer or Com- Writing of
 missioners of the Treasury for the Time being the said Kinds of
 Lord Treasurer or Commissioners of the Treasury for the Paper, &c.
 Time being shall forthwith from time to time issue his or to be
 their Orders or Warrants to the respective Commissioners certified.
 whoe by this Act are to manage the Duties upon Paper to
 cause Payment to be made of soe much Money as the
 Duties payable by this Act for the Paper soe used in the
 printing of the said Books in the said Universities as afore-
 said shall amount to the same Payment to be made (without

¹ The paper duties, which this Act imposed for thirty-two years, were made perpetual by 3 Geo. 1. c. 7, and were repealed and new duties granted by 21 Geo. 3. c. 24 (*infra*). The Act so far as it related to paper duties was repealed by 2 & 3 Vict. c. 23. s. 67 (*infra*).

A. D. 1711. Fee or Charge whatsoever and without Delay) to such Person or Persons as the said respective Vice-Chancellors shall authorize and appoint to receive the same out of any of the Duties upon Paper arising by this Act Any thing in this Act contained to the contrary notwithstanding

[Section 69 authorizes a like drawback in favour of the presses of the Universities of Scotland.]

10^o, ANNÆ, CHAPTER XLV. [Cap. 12., Ruff.]

AN ACT for confirming and rendring more effectual certain Letters Patents of King James the First for annexing a Canonry and several Rectories to the Regius Professor of Divinity in the University of Oxford and to the Regius Professor and Lady Margaret's Reader of Divinity in the University of Cambridge.¹

¹ For a previous statutory recognition of the annexation of the Rectories of Ewelme and Somersham to the Regius Professorships see 12 Car. 2. c. 17. ss. 18, 19 (*supra*); and for their severance from those offices see the Rectory of Ewelme Act, 1871 (34 & 35 Vict. c. 23) (*infra*), and Somersham Rectory Act, 1882 (45 & 46 Vict. c. 81) (*infra*).

At Terrington Bacon's *Liber Regis* (p. 693) gives a Rectory of St. Clement annexed to the Margaret Professorship of Cambridge, and a Vicarage of St. John with a Rectory appropriated to the Margaret Professorship. The fact however appears to be that there was but one ecclesiastical parish, that of St. Clement, with a rector and a vicar. In *Valor Ecclesiasticus* (Vol. 3, p. 399 of the Record Commissioners' edition) the vicarage is described as that of St. Clement, and it is there stated that the vicar had in addition to his stipend a further endowment to find two curates, one for the parish church and one for the Chapel of St. John. This chapel, though it had a district belonging to it which was a separate civil parish, continued to be served by the Vicar of St. Clement's or a curate appointed by him until by a Scheme under the Pluralities Act, 1838 (1 & 2 Vict. c. 106) (*infra*), approved by Order in Council on the 15th of July, 1843, the Chapelry 'according to the parochial limits thereof' was constituted 'a separate parish or benefice'. This scheme did not affect the rectory.

By a Statute of the University of Cambridge, made under the Cambridge University Act, 1856 (19 & 20 Vict. c. 88) (*infra*), and approved by Order in Council on the 1st of August, 1860, a portion of the Rectory of Terrington, described as 'the whole of the tithe rentcharge of the rectory of Terrington St. John's, and so much of the tithe rentcharge of Terrington St. Clement's as is apportioned over' certain lands specified in the statute 'amounting altogether to 799^l. 19s. 6d.' was appropriated as an additional endowment of the Norrisian

WHEREAS our most gracious Sovereign King James A. D. 1711.
the First of blessed Memory for the Support and Letters
Maintenance of the Regius Professor or Reader of Divinity Patent of
in the University of Oxford did by his Letters Patent 3 Jac. I.
bearing Date the Twenty sixth Day of August in the Third
Year of His Reign grant to the Chancellor Masters and
Schollars of the said University of Oxford and their Suc-
cessors all that his Advowson Donation free Disposition
and Right of Patronage of the Rectory of Newelme alias
Ewelme in the County of Oxford and the said late King
James the First by the said Letters Patent did for Himself
His Heires and Successors grant to the said Chancellor
Masters and Schollars of the said University and their
Successors that the said Regius Professor for the Time
being for ever should have and enjoy one Prebend or
Canonry within the Cathedral Church of Christ in Oxford
of the Foundation of King Henry the Eighth so long as he
should be Regius Professor of Divinity in that University
And whereas the said King James the First for the
Encrease of the Stipend of the Regius Professor or Reader
of Divinity in the University of Cambridge did by other
his Letters Patent of the same Date grant to the Chancellor
Masters and Schollars of the said University of Cambridge
and their Successors all that his Advowson Donation free
Disposition and Right of Patronage of the Rectory of
Somersham (together with Colne and Pidley and other
Chappelryes Rights Members and Appurtenances) in the
County of Huntington And whereas the said King James
the First (for the Encrease of the Stipend of the Reader
of the Lecture of Divinity appointed by Margaret Countess
of Richmond Mother of King Henry the Seventh in the
said University of Cambridge) did also by the said Letters
Patent grant to the Chancellor Masters and Schollars of

Professorship of Divinity either on the next vacancy of the Lady Margaret
Professorship or as soon as the then Lady Margaret Professor should give his
assent to the appropriation. The appropriation thus provided for took effect
on the vacancy in the Lady Margaret Professorship caused by the death of
Dr. Selwyn on the 24th of April, 1875.

A. D. 1711: the said University of Cambridge and their Successors all that his Advowson Donation free Disposition and Right, of Patronage of the Rectory of Terington in the County of Norfolk with all it's Rights Members and Appurtenances And whereas the said King James the First in and by the said several Letters Patent did signify and declare it to be His Royal Will and Pleasure that the said Canonry and several Rectories should for ever thereafter be held and enjoyed by the said several Professors and Reader of the Lecture aforesaid for so long Time as they respectively should continue in the said respective Offices or Places and did thereby further signify and declare His Royal Will and Intention to be that one or more Act or Acts of Parliament should be obtained for that Purpose which hath never yet been done May it therefore please Your Majesty that it may be enacted and be it enacted by the Queens most Excellent Majesty by and with the Advice and Consent of the Lords Spiritual and Temporal and Comons in this present Parliament assembled and by the Authority of the same That the said Canonry of Christ Church and several Rectories of Newelme alias Ewelme Somersham and Terington and every of them and all Members Tythes Lands Tenements Hereditaments Profitts and Emoluments whatsoever to them and every of them respectively belonging or in any wise appertaining or with the said Canonry and Rectories every or any of them used or enjoyed are and shall hereby be united and for ever annexed unto the several Offices or Places aforesaid and shall be held and enjoyed by the respective Persons already placed in the said Offices or Places and by such other Person and Persons as shall from time to time for ever hereafter be placed and put into the said Offices or Places in as full and ample Manner to all Intents and Purposes, as if they were duly presented nominated admitted instituted and inducted thereunto and the said respective Professors and Reader of the said Lecture and their Successors for the Time being during such Time and Times only as they shall continue in

The
Canonry
of Christ
Church
and the
several
Rectories
and Pre-
mises
herein
mentioned,
united to
and to be
held for
ever, with
the said
several
Offices or
Places.

their respective Offices or Places shall by vertue of such A. D. 1711.
Office or Place for ever hereafter enjoy the said respective
Canonry and also shall have and hold the said Rectoryes
without any Presentation Admission Institution or Induc-
tion or any other Act or Thing whatsoever to entitle them
thereunto and shall be and are hereby declared to be
(during their Continuance in the said respective Offices or
Places) full and perfect Canon and Incumbents of the
respective Canonry and Rectoryes aforesaid to all Intents
and Purposes whatsoever which nevertheless shall not be
so understood as to make void any other Benefice or Bene-
fices which the said Professors and Reader of the said
Lecture or any of them is at present or shall hereafter be
legally possessed of it being the Intention of this Act that
the aforesaid Rectoryes shall consist and be held and
enjoyed by the said Professors and Reader of the said
Lecture respectively together with any one other Ecclesias-
tical Benefice without any Lycence or Dispensation for
that end to be granted or obtained

AND it is hereby further enacted and declared That as II.
often as it shall happen that any of the said Offices or The said
Places shall become void by Death Resignation or other- Canonry,
wise the Canonry and Rectoryes or the Rectory to such Rectory,
Office or Place respectively belonging shall at the same and Pre-
Time become void and the Person that shall be placed mises to be
in such Office or Place so become void shall by vertue of held and
such Office or Place only have and enjoy the Canonry and enjoyed
Rectoryes or the Rectory to such Office or Place belonging only by
for so long Time as he shall continue in such Office or virtue of
Place and no longer the said
Offices.

PROVIDED always That the said Professors shall cele- III.
brate Divine Service and performe all other Parochial The Pro-
Dutyes relating to the Cure of Souls within the said several fessors to
Rectoryes which any other Rectors of the said Rectoryes do the
heretofore done and performed and were by Law obliged Duty of
to do and performe or shall allow to learned and able the said
Curates (to be lycenced by the Bishop or Ordinary of the several
Rectoryes.

A. D. 1711. Diocess) who shall be constantly residing within the said Rectories such competent Salaries and Stipends as the said Bishop or Ordinary shall judge sufficient¹

IV. The said Professors, &c. to continue to pay First Fruits, Tenths, and other Dues. PROVIDED also That neither this Act nor any thing therein contained shall excuse or be construed to excuse the said Professors or Reader of the Lecture aforesaid or any of them from the Payment of First Fruits and Tenths or from the Payment of all Dues of what Kind soever to the Bishop or other Ordinary who before the making this Act had lawfull Right to claime the same or from Canonical Obedience to the Bishop or Ordinary of their respective Diocesses but every such Professor and Reader of the said Lecture shall be obliged to make Payment thereof.

12^o ANNÆ, CHAPTER XIV. [12 Ann. St. 1.
Cap. XIII., Ruff.]

A. D. 1712. AN ACT to enable such Officers and Soldiers as have been in Her Majesties Service during the late War to exercise Trades and for Officers to account with their Soldiers.²

[The preamble recites that officers and soldiers who had served in the late wars would willingly employ themselves in trade but were hindered in certain cities and corporations and other places by by-laws and customs and by the Statute 5 Eliz. c. 4 which prohibited the use of certain trades without seven years apprenticeship. The Act allows all such officers and soldiers who have at any time been in the Queen's service and have not since deserted the service to set up trades, if

¹ Lady Margaret's Reader is not mentioned in this section, presumably because the Rectory of Terrington was a sinecure benefice, the cure of souls in the parish being duly provided for by a vicar and two curates.

² This Act was temporary in its operation, and has long been spent. For later Acts of the like kind see 22 Geo. 2. c. 44 and note thereon (*infra*). The restrictions on trade against which the Act gave relief (as to which see further 1 & 2 Ph. & M. c. 7 (*supra*)) were removed by the Municipal Corporations Act, 1835 (5 & 6 Will. 4. c. 76), s. 14 (*infra*).

apprentices who have partly served their apprenticeships, without completing their apprenticeships, and, if not apprentices, to set up trades in the county where they were born.] A. D. 1712.

PROVIDED always That neither this Act nor an Act made in the Tenth and Eleventh Years of His late Majesty King William the Third of glorious Memory intituled [An Act to enable such Officers and Soldiers as have been in His Majesties Service during the late War to exercise Trades and for Officers to accompt with their Soldiers] shall in any wise be prejudicial to the Privileges of the Universities of Cambridge and Oxford or either of them or extend to give Liberty to any Person to set up the Trade of a Vintner or to sell any Wine or other Liquors within the said Universities without Licence first had and obtained from the Vice Chancellors of the same respectively.

IX.
This Act,
or Stat.
10 W. III.
c. 17. not
to preju-
dice the
Rights of
the Uni-
versities.

12^o ANNÆ, [12 Ann. St. 1., Ruff.] CHAPTER XVII. •

AN ACT to vest in the Commissioners for building Fifty new Churches in and about London and Westminster and Suburbs thereof as much of the Street near the May-Pole in the Strand in the County of Middlesex as shall be sufficient to build One of the said Churches upon and for restoring to the Principal and Scholars of Kings-Hall and College of Brazen-Nose in the University of Oxon their Right of Presentation to Churches and Chapels in Stepney Parish.

AND whereas by an Act made in the First Session of this present Parliament intituled An Act for confirming to the Principal and Scholars of Kings-Hall and College of Brazen-Nose in the University of Oxon the Purchase of the Advowsons of Stepney and other Churches and for settling the same to the Benefit of the said College it is provided that it shall and may be lawful to and for the said

IV.
Recital of
Stat.
9 Ann.
c. 12. Pt.

A. D. 1712. Principal and Scholars and their Successors upon every Vacancy from time to time to nominate or appoint respectively fit Clerks to officiate in the Chapel of Stratford Bow, and in all other Churches or Chapels that then were or should be built within the Parish of Stebunheath alias Stepney in the County of Middlesex and to receive the Profits belonging to the same And whereas by a Clause in an Act made in the Second Sessions of this present Parliament intituled An Act for enlarging the Time given to the Commissioners appointed by Her Majesty pursuant to an Act for granting to Her Majesty several Duties on Coals for building Fifty new Churches in and about the Cities of London and Westminster and Suburbs thereof and other Purposes therein mentioned and also for giving the said Commissioners further Powers for better effecting the same and for appointing Monies for rebuilding the Parish Church of Saint Mary Woolnoth in the City of London it is enacted that in every new Church and Parish to be erected or constituted pursuant to the same Act (other than such Chapels as according to the same Act should be converted into parochial Churches) the First Rector should be nominated and appointed by Her Majesty of and in such new Church and Parish in which Act there being no express Saving to the said Principal and Scholars and their Successors of their Right upon every Vacancy from time to time to nominate or present respectively fit Clerks to officiate as aforesaid it may happen to be controverted whether the First Rector in every new Church and Parish to be erected or constituted pursuant to the same Act in the said Parish of Stebunheath alias Stepney and also in such Chapels within the same Parish as should be converted into parochial Churches pursuant to the same Act might belong to the said Principal and Scholars and their Successors to nominate and appoint Now for the preventing of all such Controversies it is hereby enacted and declared by the Authority aforesaid That in every new Church and Parish to be erected or constituted pursuant to the said Act made in the Second Session of this present Parliament

Stat.
10 Ann.
c. 20.

• § 10.

Reasons
for passing
this Enact-
ment.

The First
Rector of
any new
Parish in

within the said Parish of Stebunheath alias Stepney the First Rector shall be nominated and appointed by the said Principal and Scholars and their Successors of and in such new Church and Parish and also in every Chapel that within the said Parish of Stebunheath alias Stepney shall pursuant to the same Act be converted into a parochial Church the First Rector shall be nominated and appointed by the said Principal and Scholars and their Successors the same Act or any thing therein contained to the contrary thereof notwithstanding¹

A. D. 1712.
Stepney, to
be nomi-
nated by
the Prin-
cipal and
Scholars
of Brazen
Nose
College,
Oxford.

13^o ANNÆ, [12 Ann. St. 2., Ruff.] CHAPTER VI.

AN ACT for taking away Mortuaries within the Dio- ceses of Bangor Landaff Saint Davids and Saint Asaph and giving a Recompense therefore to the Bishops of the said respective Dioceses and for confirming several Letters Patents granted by Her Majesty for perpetually annexing a Prebend of Gloucester to the Mastership of Pembroke College in Oxford and a Prebend of Rochester to the Provostship of Oriel College in Oxford and a Prebend of Norwich to the Mastership of Catherine Hall in Cambridge.

AND whereas Her Majesty has been graciously pleased by Her Letters Patents under the Great Seal of Great Britain bearing Date at Westminster the Eleventh Day of November in the Twelfth Year of Her Reign to incorporate Collwell Brickenden Doctor in Divinity the Master of Pembroke College in the University of Oxford and his Successors Masters of the same College by the Name Stile and Title of Master of Pembroke College in the University of Oxford And did thereby grant to the said Master and

VIII.
Recital
of Letters
Patent,
11th Nov.
12 Ann.
of Incor-
poration of
the Master
of Pem-
broke
College,
Oxford;

¹ The rights secured and confirmed to Brasenose College by 9 Anne c. xli [c. 16., Ruff.] and this Act are preserved by 58 Geo. 3. c. 45. s. 69 (*infra*).

Cap. 6] *Annexing of Prebends to Headships* [13 ANN.
of certain Colleges.

A. D. 1713. his Successors Masters of the same College for their better Support and Maintenance that Canonship or Prebend in the Cathedral Church of the Holy and Undivided Trinity of Gloucester which should first happen to be void and in the Gift of Her Majesty Her Heirs and Successors from and after the Date of the said Grant To have and to hold the said Canonship or Prebend to the said Collwell Brickenden Master of the said College and his Successors Masters of the same College of Her Majesty Her Heirs and Successors in pure and perpetual Alms for and during his and their respective Continuance in the said Mastership and did thereby likewise unite such Canonship or Prebend as aforesaid to the said Corporation for ever And whereas Her Majesty has been also graciously pleased by other Her Letters Patents under the Great Seal of Great Britain bearing Date at Westminster the Fourteenth Day of January in the Twelfth Year of Her Reign to incorporate George Carter Doctor in Divinity the Provost of Oriel College in the University of Oxford and his Successors Provosts of the same College by the Name Stile and Title of Provost of the House of the Blessed Virgin Mary in Oxon commonly called Oriel College of the Foundation of Edward the Second some Time King of England of famous Memory and did thereby grant to the said Provost and his Successors Provosts of the same College for their better Support and Maintenance that Canonship or Prebend in the Cathedral Church of Christ and of the Blessed Virgin Mary of Rochester which should first happen to be void, and in the Gift of Her Majesty Her Heirs and Successors from and after the Date of the said Grant saving always the Right of the Arch-Deacons of the said Church for the Time being to one of the said Canonships by virtue of a former Grant To have and to hold the said Canonship or Prebend to the said George Carter Provost of the said College and his Successors Provosts of the same College of Her Majesty Her Heirs and Successors in pure and perpetual Alms for and during his and their Continuance

and of
Letters
Patent,
14th Jan.,
12 Ann.,
of Incorporation of
the Provost
of Oriel
College,
Oxford;

13 ANN.] *Annexing of Prebends to Headships* [Cap. 6
of certain Colleges.

in the said Provostship and did thereby likewise unite such A. D. 1713.
Canonship or Prebend as aforesaid to the said Corporation
for ever¹ And whereas Her Majesty has been further gra- and of
ciously pleased by other Her Letters Patents under the Letters
Great Seal of Great Britain bearing Date at Westminster Patent,
the Six and twentieth Day of April in the Thirteenth Year 26th April,
of Her Reign to incorporate Thomas Sherlock Doctor in 13 Ann.,
Divinity Master or Warden of Saint Katherines College or of Incorpor-
Hall in the University of Cambridge and his Successors poration of
Masters or Wardens of the same College or Hall by the the Master
Name Stile and Title of Master or Warden of Saint of St. Kath-
Katherines College or Hall in the University of Cambridge erine's
and did thereby grant to the said Master or Warden and his College,
Successors Masters or Wardens of the same College or Hall Cam-
for their better Support and Maintenance that Canonship bridge..
or Prebend in the Cathedral Church of the Holy and
Undivided Trinity in Norwich of the Foundation of King
Edward the Sixth which should first happen to be void
and in the Gift of Her Majesty Her Heirs and Successors
from and after the Date of the said Grant To have and to
hold the said Canonship or Prebend to the said Thomas
Sherlock Master or Warden of the said College or Hall
and his Successors Masters or Wardens of the same
College or Hall of Her Majesty Her Heirs and Successors
in pure and perpetual Alms for and during his and their
Continuance in the said Mastership or Wardenship and did
thereby likewise unite such Canonship or Prebend as afore-
said to the said Corporation for ever as by the said several
and respective recited Letters Patents (relation being
thereunto had) may more fully and at large appear Be it
therefore enacted by the Authority aforesaid That the said
several and respective recited Letters Patents and all and The said
singular the Clauses Articles and Things therein respec- Letters
tively contained shall be and are hereby ratified and Patent
confirmed.

¹ The Canonry of Rochester has been severed from the Provostship of Oriel College and annexed to the Oriel Professorship of the Interpretation of Holy Scripture by Statute made under 40 & 41 Vict. c. 48. s. 25 (see note to that section *infra*).

Cap. 6] *Annexing of Prebends to Headships* [13 ANN.
of certain Colleges.

A. D. 1713. confirmed and the said several and respective Canonships or Prebends shall be from time to time for ever held and enjoyed according to the true Intent and Meaning of the several and respective Letters Patents above recited

[Section 9 declares the Act to be a Public Act.]

13^o ANNÆ, [12 Ann. St. 2., Ruff.] CHAPTER VII.

AN ACT to prevent the Growth of Schism and for the further Security of the Churches of England and Ireland as by Law established ¹

[This Act prohibits any person from acting as a tutor or schoolmaster in England or Ireland before he has subscribed a declaration of conformity to the Liturgy of the Church of England, and has obtained a licence from the Ordinary, such licence not to be granted except upon a certificate that the applicant has received the sacrament within a year in some parish church, and upon the applicant taking and subscribing the Oaths of Allegiance, Supremacy, and Abjuration, and making and subscribing the Declaration against Transubstantiation. Any licensed tutor or schoolmaster resorting to a conventicle is subjected to penalties.]

VIII. PROVIDED always That this Act or any thing therein contained shall not extend or be construed to extend to any Tutor teaching or instructing Youth in any College or Hall within either of the Universities of that Part of Great Britain called England nor to any Tutor who shall be employed by any Nobleman or Noblewoman to teach his or her own Children Grand Children or Great Grand Children only in his or her Family provided such Tutor so teaching in any Nobleman or Noblewoman's Family do in every respect qualify himself according to this Act except only in that of taking a Licence from the Bishop

Proviso for Tutors in the Universities, and to Noblemen.

Proviso for Qualification of such Tutors.

¹ This Act was repealed by 5 Geo. 1. c. 4 s. 1.

13^o ANNÆ, CHAPTER XIII. [12 ANN. St. 2.
Cap. XIV., Ruff.]

AN ACT for rendring more effectual an Act made in A. D. 1713
the Third Year of the Reign of King James the
First intituled An Act to prevent and avoid
Dangers which may grow by Popish Recusants
And also of one other Act made in the First
Year of the Reign of Their late Majesties King
William and Queen Mary intituled An Act to
vest in the Two Universities the Presentations of
Benefices belonging to Papists And for vesting in
the Lords of Justiciary Power to inflict the same
Punishments against Jesuits Priests and other
trafficking Papists which the Privy Council of
Scotland was impowered to do by an Act passed
in the Parliament of Scotland intituled Act for
preventing the Growth of Popery.

FOR as much as by an Act of Parliament made in the Stats.
Third Year of the Reign of King James the First 3 Jac. 1
[intituled An Act to prevent and avoid Dangers which may c. 5. 1 W.
grow by Popish Recusants] and also One other Act made & M. c. 26.
in the First Year of the Reign of Their late Majesties King
William and Queen Mary [intituled An Act to vest in the
Two Universities the Presentations of Benefices belonging
to Papists] the Presentation Nomination Collation and
Donation of and to Benefices Prebends or Ecclesiastical
Livings Schools Hospitals and Donatives belonging to
Popish Recusants and other Persons thereby disabled to
present collate or nominate are given to the Two Univer-
sities but they are so given only where such Persons are
and stand convicted by such Ways and Means as in the
said recited Acts are mentioned and provided which Acts

A. D. 1713. do nevertheless prove ineffectual for such Purposes by reason such Patrons are not convicted or not in such Manner as the said Acts do direct and appoint Therefore for making the said Laws more effectual and for the speedier and easier vesting the Presentations to such Benefices in the Two Universities according to the Intention of the said Laws Be it enacted by the Queens most Excellent Majesty by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the Authority of the same That every Papist or Person making Profession of the Popish Religion and every Child not being a Protestant under the Age of One and twenty Years of every such Papist or Person professing the Popish Religion and every Mortgagee Trustee or Person any ways intrusted directly or indirectly mediately or immediately by or for any such Papist or Person making Profession of the Popish Religion or such Child as aforesaid whether such Trust be declared by Writing or not shall from and after the Tenth Day of July which shall be in the Year of our Lord One thousand seven hundred and fourteen be disabled and is hereby made incapable to present collate or nominate to any Benefice Prebend or Ecclesiastical Living School Hospital or Donative or to grant any Avoidance of any Benefice Prebend or Ecclesiastical Living and that every such Presentation Collation Nomination and Grant and every Admission Institution and Induction to be made thereupon shall be utterly void and of no Effect to all Intents Constructions and Purposes whatsoever and that in every such Case the Chancellor and Scholars of the University of Oxford and the Chancellor and Scholars of the University of Cambridge by what Name or Names soever they or either of them are incorporated shall respectively have the Presentation Nomination Collation and Donation of and to every such Benefice Prebend or Ecclesiastical Living School Hospital and Donative set lying and being in the respective Counties Cities and other Places and Limits in the said Act of the Third Year of King James mentioned as in and

Papists,
and Per-
sons en-
titled by or
for them,
disabled to
present to
Benefices,
Schools,
&c.

Such Pre-
sentation
void;

and in
such Cases
the Uni-
versities of
Oxford and
Cambridge
to present.

by the said Act is directed and appointed in the Case of A. D. 1713.
a Popish Recusant convict

• AND be it further enacted by the Authority aforesaid II.
• That from and after the said Tenth Day of July when and When Pre-
as often as any Presentation to any Benefice or Ecclesi- sentation
astical Living shall be brought to any Archbishop Bishop by repated
or other Ordinary from any Person who shall be reputed or sus-
to be or whom such Archbishop Bishop or other Ordinary pected
shall have cause to suspect to be a Papist or Trustee of Papists is
any Person making Profession of the Popish Religion or brought to
suspected to be such it shall and may be lawful to and for the Ord-
such Archbishop Bishop or other Ordinary and he is hereby nary, he
required to tender or administer to every such Person if may tender
present the Declaration against Transubstantiation set down to Persons
and expressed in an Act of Parliament made in the Five and bringing
and twentieth Year of the Reign of the late King Charles the the same
Second intituled An Act for preventing Dangers which may the De-
happen from Popish Recusants to be by such Person made, clarat-
repeated and subscribed and in case such Person shall be of Stat.
absent the said Archbishop Bishop or other Ordinary shall 25 Car
by Notice in Writing to be left at the Place of Habitation c.
• of such Person appoint some convenient Time and Place or if such
when and where such Person shall appear before such Person be
Archbishop Bishop or other Ordinary or some Persons to absent,
be authorized by such Archbishop Bishop or other Ordinary then to
by Commission under his or their Seal of Office and upon appoint
such Appearance the said Archbishop Bishop or other some con-
Ordinary or such Commissioners shall tender or administer venient
the said Declaration to the Person making such Presenta- Time for
tion and in case such Person shall neglect or refuse to make that Pur-
repeat and subscribe such Declaration when the same shall pose, by
be so tendred as aforesaid or shall neglect or refuse to Notice to
appear before such Archbishop Bishop or other Ordinary be left at
or such Commissioners upon such Notice as aforesaid that the House
then such Presentation shall be utterly void and of none of such
effect and in every such Case such Archbishop Bishop or Person.
other Ordinary shall within Ten Days next after such
Neglect or Refusal send and give a Certificate under his or If such
Refusal Person re-
fuse, &c. to
subscribe
the same,
or to ap-
pear, such
Presenta-
tion to be
void, and
the Ord-
nary to
certify such
Refusal

A. D. 1713. their Seal of Office of such Neglect or Refusal to the Vice-Chancellor for the Time being of that University to whom such Presentation would of Right belong if such Person so presenting had been a Popish Recusant convict and it shall and may be lawful to and for the Chancellor and Scholars of such University to present a Person qualified according to the said Acts to such Benefice or Ecclesiastical Living and the Presentation to such Benefice or Ecclesiastical Living for that Turn only is hereby given unto and vested in them for that Purpose Any Matter Clause or Thing contained in either of the said former recited Acts to the contrary thereof notwithstanding

III.

In such Case also the Ordinary may examine upon Oath the Person presented, before Institution, whether the Person presenting be the real Patron or the Trustee of, or in any way intrusted for some Papist, or the Children of such, and if such Person refuse to answer, Presentation void

AND for the better Discovery of all secret Trusts and fraudulent Conveyances made by Papists or Persons making Profession of the Popish Religion of their Advowsons and Right of Presentation Nomination and Donation to any Benefices or Ecclesiastical Livings Be it further enacted by the Authority aforesaid That when the Presentation of any Person presented to any Benefice or Ecclesiastical Living shall be brought to any Archbishop Bishop or other Ordinary the said Archbishop Bishop or Ordinary is hereby required before he give Institution to examine the Person presented upon Oath whether to the best and utmost of his Knowledge and Belief the Person or Persons who made such Presentation be the true and real Patron or Patrons of the said Benefice or Ecclesiastical Living or made the said Presentation in his or her or their own Right or whether such Person or Persons so presenting be not mediately or immediately directly or indirectly Trustee or Trustees or any way intrusted for some other and what Person or Persons by Name who is or are Papists or make Profession of the Popish Religion or the Children of such or for any other and what Person or Persons or what he knows has heard or believes touching or concerning the same and if such Person or Persons so presented shall refuse to be so examined or shall not answer directly thereto then and in every such Case such Presentation shall be void

IV.
The Uni-

AND be it further enacted by the Authority aforesaid

That it shall and may be lawful for the Chancellor and Scholars of the respective Universities to whom the Presentation to such Benefices and Ecclesiastical Livings should belong in case the rightful Patrons had been Popish Recusants convict and their Presentees or Clerks for the better Discovery of such secret and fraudulent Trusts had done made and created by or for such Papists or Persons professing the Popish Religion and their Children as aforesaid to exhibit their Bill in any Court of Equity against such Person or Persons presenting and such Person or Persons as they have reason to believe to be the Cestuy que Trust of the Advowson of such Benefice or Ecclesiastical Living or any other Person who they have cause to suspect may be able to make any other or further Discovery of such secret Trusts and Practices to which Bill the Defendant therein named being duly served with the Process of the Court in which the said Bill shall be exhibited shall forthwith directly answer to the Facts charged and enquired in the said Bill at the Discretion of the Court where such Bill shall be exhibited and in case the Defendants or any of them shall refuse or neglect to answer the said Bill in such reasonable Time as shall be for that Purpose allowed and appointed by Discretion of the said Court where the said Cause shall be depending (the Distance of Place and the Circumstances of the Defendant or Defendants considered) that then and in such Case the said Bill shall be taken pro Confesso and be allowed as Evidence against such Person neglecting and refusing and his Trustee or Trustees and his and their Clerk Provided that every Person having fully answered such Bill in such Court of Equity and not knowing any thing of any such Trust for a Papist or other Person disabled as aforesaid shall be entitled to his Costs to be taxed according to the Course of the Court.

AND be it further enacted by the Authority aforesaid That it shall and may be lawful for the Court where any Quare impedit shall be hereafter depending at the Instance of either of the said Chancellors and Scholars or their Clerk being Plaintiffs or Defendants in such Suit by Motion in

A. D. 1713.
Universities to whom Presentations should belong, in case the Patrons had been Popish Recusants convict, and their Presentees, may exhibit Bills in Equity for discovering of secret Trusts.

Defendants not answering, such Bill to be taken pro Confesso.

Proviso for Costs of Defendant answering.

v. Proceedings in Court where Quare impedit

A. D. 1713. open Court at their Discretion to make any Rule or Order depending for discovering of secret Trusts, requiring Satisfaction upon the Oath of such Patron and his Clerk who in the said Suit shall contest the Right of, the said University to present to such Benefice or Ecclesiastical Living by Examination of them or either of them in open Court, or by Commission under the Seal of such Court for Examination of them or either of them or by Affidavit as the said Court shall find most proper in order to the

Discovery of any secret Trust Frauds or Practices relating to the said Presentation then in Question and in case it appear to the Court upon the Examination of such Patron and Clerk or either of them that the said Patron is but a Trustee, then the Patron or his Clerk to discover Cestuique Trust, or Punishment for Contempt. If Discovery made, then such Cestuique Trust to make or subscribe the Declaration against Transubstantiation, or Punishment for Contempt,

and if thereupon it appear that the Patron is but a Trustee, then the Patron or his Clerk to discover Cestuique Trust, or Punishment for Contempt. If Discovery made, then such Cestuique Trust to make or subscribe the Declaration against Transubstantiation, or Punishment for Contempt,

and deemed a Popish Recusant convict. VI. The Answers taken upon such Examinations, allowed as

Persons that are guilty of a Contempt to the said Court and in case such Patron or his Clerk shall discover the Person for whom the said Patron is a Trustee that then and in such Case the said Court upon Motion made in open Court shall make a Rule or Order that the Person or Persons for whom the said Patron is a Trustee shall in the said Court or before Commissioners to be appointed for that Purpose under the Seal of the said Court make repeat and subscribe the Declaration against Transubstantiation herein before mentioned and likewise on pain of incurring a Contempt against the said Court give such further Satisfaction upon Oath touching or relating to the said Trust as the said Court shall think fit and such Person so required to make repeat and subscribe the said Declaration and refusing or neglecting so to do shall be esteemed as a Popish Recusant convict in respect of such Presentation

AND be it further enacted That, the Answer of such Patron and Patrons and the Person for whom he or they are any ways intrusted and his and their Clerk or any of them and his and their or any of their Examinations and Affidavits taken as aforesaid by Order of any Court where

such Quare impedit shall be depending or by any Arch-
 bishop Bishop or other Ordinary or the Commissioners as
 aforesaid (which Examinations shall therefore be reduced
 into Writing and signed by the Party examined) shall be
 allowed as Evidence against such Patron so presenting and
 his Clerk

PROVIDED always That no such Bill nor any Discovery to
 be made by any Answer thereunto or to any such Examina-
 tion as aforesaid shall be made use of to subject any Person
 making any such Discovery or not answering such Bill to
 any Penalty or Forfeiture other than the Loss of the
 Presentation then in Question.

AND it is hereby further enacted That in case of any
 such Bill or Bills of Discovery as aforesaid exhibited in
 any Court of Equity by the Chancellor and Scholars of
 either of the said Universities or their Presentee no Lapse
 shall incur nor Penarty be a Bar against such Chancellor
 and Scholars in respect of the Benefice or Ecclesiastical
 Living touching which such Bill shall be so exhibited till
 after Three Months from the Time that the Answer to such
 Bill shall be put in or the same be taken pro Confesso or
 the Prosecution thereof deserted provided that such Bill or
 Bills be exhibited before any Lapse incurred

AND whereas it hath been doubted whether any Writ of
 Quare impedit brought by the respective Universities¹ for
 any Presentation Nomination Collation or Donation pur-
 suant to the said recited Acts or either of them may be
 brought by them in or by the Name of Chancellor and
 Scholars or ought to be by their true Name of Incorporation
 respectively it is hereby declared That the said respective
 Chancellors and Scholars of the said Universities are by
 this Act and were by the said former Acts entitled to sue
 any Writ of Quare impedit by the Name of Chancellor and
 Scholars of the University of Oxford and Chancellor and
 Scholars of the University of Cambridge respectively or by
 their respective proper Names of Incorporation at their
 Election.

A. D. 1713.

Evidence
against
Patron
presenting,
and his
Clerk.

VII.

No Pen-
alty upon
such Bill
or Answers,
except
Loss of the
Presenta-
tion.

VIII.

No Lapse
to incur, or
Penarty a
Bar against
University
till after
the Time
herein
mentioned,
if Bill ex-
hibited
before
Lapse in-
curred.

IX.

Proviso for
the Stile
by which
the said
Univers-
ities may
sue Writs
of Quare
impedit.

A. D. 1713.

X.
Upon Discovery of
such secret
Trust,
Court may
order Production of
Deeds.

AND be it further enacted That in case of any Trust for any Papist or Person professing the Popish Religion confessed or discovered in and by any Answer to such Bill as aforesaid or such Examination as aforesaid it shall and may be lawful for the Court where such Discovery shall be made and such Court is hereby enabled to enforce the producing of the Deeds creating and relating to the said Trusts by such Methods as they shall find proper

[The two remaining sections of this Act relate to Scotland.]

13^o ANNÆ, CHAPTER XIV. [12 Ann. St. 2. Cap. XV.,
Ruff.]

AN ACT for providing a Publick Reward for such Person or Persons as shall discover the Longitude at Sea.¹

[Section 1 constitutes the Lord High Admiral of Great Britain or the First Commissioner of the Admiralty the Speaker of the Honourable House of Commons the First Commissioner of the Navy the First Commissioner of Trade the Admirals of the Red White and Blue Squadrons the Master of the Trinity House the President of the Royal Society the Royal Astronomer of Greenwich the Savilian Lucasian and Plumian Professors of the Mathematicks in Oxford and Cambridge all for the Time being with other named persons Commissioners for the Discovery of the Longitude at Sea and for examining trying and judging of all Proposals Experiments and Improvements relating to the same]

¹ See 5 Geo. 3. c. 20 (*infra*) for the appointment of Lowndes's Professor to be a Commissioner. Several other Acts were passed altering and adding to the duties of the Commissioners and adding to their number. This and all the other Acts were repealed by 58 Geo. 3. c. 20. s. 1 (*infra*).

